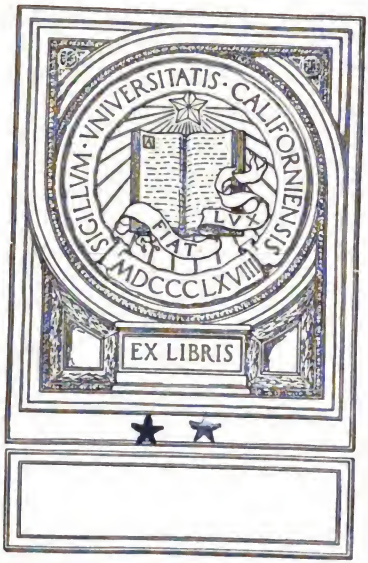
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New York (state). Legislature. Senate. 55th ses.

JOURNAL

OF THE

SENATE

OF THE

STATE OF NEW-YORK,

AT THEIR

FIFTY-FIFTH SESSION,

BEGUN AND HELD AT THE CAPITOL, IN THE CITY OF ALBANY,
THE 3d DAY OF JANUARY, 1832.

ALBANY:

PRINTED BY E. CROSWELL, PRINTER TO THE STATE.

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JOURNAL OF THE SENATE.

STATE OF NEW-YORK:

SENATE CHAMBER, IN THE CITY OF ALBANY,

TUESDAY, JANUARY 3, 1832.

PURSUANT to the fourteenth section of the first article of the constitution of the State of New-York, designating the first Tuesday of January for the time of the meeting of the Legislature, his honor Edward P. Livingston, and the following gentlemen, members from the eight senate districts of this State, appeared in the Senate Chamber, to wit:

From the First District.

Stephen Allen, Jonathan S. Conklin.
Alpheus Sherman,

From the Second District.

Samuel Rexford, David M. Westcott,
Nathaniel P. Tallmadge, *Allan Macdonald.

From the Third District.

William Deitz, *John W. Edmonds.
Herman I. Quackenboss,

From the Fourth District.

John M'Lean, jun. William I. Dodge,
Isaac Gere, *Josiah Fisk.

From the Fifth District.

William H. Maynard, Henry A. Foster,
Alvin Bronson, *Robert Lansing.

From the Sixth District.

John F. Hubbard, Charles W. Lynde,
Levi Beardsley, *John McDowell.

From the Seventh District.

Hiram F. Mather, William H. Seward.
Thomas Armstrong,

From the Eighth District.

Philo C. Fuller, *John Birdsall.
Trumbull Cary,

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The several members elected at the last election in the eight senate districts of this State, whose names are designated by an asterisk, having taken and subscribed, before the honorable Edward P. Livingston, Lieutenant-Governor, the oath required by law, Mr. President took the chair.

Thereupon,

Ordered, That Mr. McLean and Mr. Rexford wait upon his Excellency the Governor, and inform him that the Senate are met, and ready to proceed to business.

Ordered, That Mr. Hubbard and Mr. Mather wait upon the Assembly with the like message.

Mr. McLean reported that Mr. Rexford and himself had waited on the Governor, and delivered the message of the Senate, when his Excellency was pleased to say, that as soon as he received a similar message from the Assembly, he would transmit a message to both branches of the Legislature.

Mr. Hubbard reported that Mr. Mather and himself had waited upon the Assembly and delivered the message of the Senate.

A message was received from the Assembly, delivered by Mr. Moulton and Mr. Tilford, informing, that the Assembly were organized and ready to proceed to business.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

GENTLEMEN OF THE SENATE, AND OF THE ASSEMBLY:

In contemplating the occurrences of the past year, we cannot be too grateful to the Ruler of events for our condition, as contrasted with that of the people under other governments. While we are happy, in the enjoyment of peace and plenty, without restraint, under the mild influence of institutions of our own choice, and laws of our own enactment; they have been agitated with alarms, wasting themselves with internal or external warfare, and submitting to cruel sacrifices in their efforts to reform abuses, or to revolutionize their governments.

We, as men and as republicans, cannot be indifferent spectators of the struggles of liberty in any part of the globe, whether in the old or the new world, in classic Greece, heroic Poland, or along the shores of the Oronoke or La Plate. But for the wreck of Poland's hopes we have peculiar regrets. We cannot forget that her gallant sons, animated by the most disinterested love of liberty, and looking upon tyranny every where as the common enemy, encountered it in our army, and shed their blood in our defence. That generous and chivalrous nation, in this day of her adversity, is entitled to, and receives from us, fraternal sympathy.

The wealth, the trade, and the external pomp of a nation, do not always indicate a happy condition of the people who compose it. Through the perversions by man, of the blessings which a kind Providence designs for all his reasonable creatures, we sometimes witness the incongruity of great apparent national prosperity, while a large proportion of the population, deprived of every comfort, are absorbed in the cares of procuring the means to sustain life. It is

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not so with us. Here national prosperity is the prosperity of every individual. Not a cent is contributed by way of tax, not a dollar is expended from the public coffers, which is not assented to by the people, and employed to enlarge their means of enjoyment. Yet, with all these advantages, gloomy patriots have presaged a speedy downfall of our government; and there have not been wanting others, who have employed themselves to convert such forebodings into history.

Some reflecting statesmen among us have entertained a distrust of the perpetuity of our free institutions, from the tendency of large masses of people to blind infatuation, and common errors of opinion; and others from the possibility of legislating our constitution into something different from its fair import; while a common infirmity of human nature disposes us to change our position, whatever may be its advantages.

The ancient democracies were composed of small communities, and from the first of the above causes, were of short duration. These examples, however, should give us no alarm, because we enjoy advantages for a durable republic, which were formerly unknown, in the superior intelligence of the great body of the people, and in the extension of our popular institutions so as to embrace a great nation. Nor should we anticipate uninterrupted quiet, for communities the most enlightened may occasionally be affected by the contagious phrenzy of popular delusions, and push blindly forward to deeds of fatuity; yet in such, the clouds of passion soon pass away, and ill-founded or ill-directed excitements vanish in the neighborhood of their source.

In relation to the second source of distrust, questions arise which always have divided, as they always will divide, the political opinions of the people. Hitherto all attempts which have been made to give, by legislation, a permanent enlargement to the provisions of the constitution, have, in the most unequivocal manner, been repelled by the people. Our present chief magistrate commended himself to the suffrages of his fellow citizens, by his ability, the patriotism of his personal sacrifices, and the soundness of his views on all these questions; and he owes their increasing affections, as well to the frank and fearless manner in which he has since avowed these opinions and acted upon them, as to the success, both at home and abroad, which has attended the measures of his administration.

The President's recent message to Congress presents a gratifying picture of our foreign relations and internal condition. We have nothing to fear from collision with any foreign power, and with some of the principal nations of Europe our differences of long standing have been adjusted, and our intercourse is upon the footing of reciprocal good will. At home, industry is branching into new channels, and its productiveness is evinced in public enterprizes for improving the internal condition of the States, and in a more general diffusion of individual wealth.

This state is so happily situated, from its geographical position, its fertile soil, its facilities for conducting manufacturing operations, its mineral treasures, and its great commercial city, that no general

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causes of prosperity can prevail, without a large share of their advantages being enjoyed by us.

The revenues derived to the general government from commerce are annually increasing, although our home industry has recently supplied our markets, wholly or in part, with many articles which formed a material proportion of our importations. Increase of revenue under such circumstances, affords another evidence of our prosperity, because the desire of enjoyment increases with the means of gratifying it; and so the amount of foreign trade is a proof of the wealth, as well as the wants of a nation.

The revenues are so abundant as to admit of no doubt that the national debt will be entirely paid off in the course of two years: indeed the President expresses his belief, that it may be extinguished during his present term of office. When this event occurs, it will be hailed with great joy by the people of this country, not so much on account of the burden which will have been removed, as by reason of its settling a political doctrine respecting debts contracted on legislative authority, by a precedent adverse to the theory which obtains under governments differently constituted.

Whatever may be thought of the fitness of borrowing money on the credit of the government, for its defence, or to prosecute great enterprizes for the durable benefit of the country, no person can question the injustice of transmitting to those who come after us the burden of a heavy debt. No public debt should be created, but with ample provision for its liquidation within a reasonable time. It has never yet been determined by the representatives of a free people, what extent of moral obligation rests upon them to provide for the discharge of a debt, forwarded on for payment, by their predecessors in power.

The financial condition of our State is a source of congratulation. We have large funds secured for common schools and literary purposes; a large capital has been invested in internal improvements; and the State owes no debt except for the construction of its canals.

By a law of the last session, all the fiscal accounts of the State are to be closed on the thirtieth day of September, instead of the thirtieth day of November, as formerly established. The exhibit therefore for the present year will embrace the transactions of ten months only, and the sums given must be taken with that qualification.

The canal debt amounted on the first day of January, eighteen hundred and thirty-one, to seven millions, eight hundred and twenty-five thousand and thirty-five dollars. Nine thousand six hundred and fifty-three dollars of the stock has been cancelled, and two hundred and forty thousand, two hundred and sixty-three dollars has been borrowed during the past year for continuing the works upon the Chemung and Crooked lake canals, so that the debt on the first day of January instant, amounted to eight millions, fifty-five thousand, six hundred and forty-five dollars.

The receipts into the treasury, of revenue on account of the canal fund during the past year, to the thirtieth day of September last, are: On account of tolls, seven hundred and twenty-two thousand, eight hundred and ninety-six dollars; from other sources, three hun-

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dred and seven thousand and twelve dollars. These receipts, however, do not include the collections of tolls and salt duties for the month of September, as the arrangements with the depositing banks do not make these collections payable into the treasury, until the fifteenth day of October.

The expenditures for the same time, on account of interest, repairs, superintendence, &c. amount to the sum of five hundred and six thousand, eight hundred and sixty-six dollars; which, deducted from the receipts, leaves five hundred and twenty-three thousand and forty-five dollars, which has been added to the fund under the control of the Commissioners, applicable to the extinguishment of the canal debt.

This fund, amounting to two millions, two hundred and thirty-eight thousand, one hundred and ninety-eight dollars, and which deducted from the canal debt, leaves the balance of that incumbrance five millions, eight hundred and seventeen thousand four hundred and forty-seven dollars, is either vested in stocks or deposited in banks, at various rates of interest, from three and a half to five per cent.

It may be satisfactory to state, in addition to the operations of the fiscal year, that the whole amount of tolls received upon the canals up to the time of closing the navigation, is one million, two hundred and twenty-two thousand, four hundred and twenty-three dollars, of which, twenty-eight thousand, nine hundred and eighty-eight dollars, were received from the Oswego and Cayuga and Seneca canals.

The nominal amount of the general fund, on the thirtieth day of September last, was one million, one hundred and thirty-one thousand, two hundred and twenty-one dollars; its real value is supposed to be eight hundred and five thousand, nine hundred and eighty-seven dollars. The estimated receipts from it, applicable to the expenses of the government for the ensuing year, is one hundred and twelve thousand and one hundred dollars. The estimated expenditures for the same time, is two hundred and sixty-nine thousand, nine hundred and sixty-seven dollars. The actual payments out of the treasury during the past year, up to the thirtieth day of September, for the ordinary expenses of the government, including the incidental appropriations of the last session of the Legislature, amounted to two hundred and sixty-five thousand, five hundred and two dollars.

The amount of expenditures above the actual receipts of revenue, was paid out of the receipts into the treasury from the principal of the general fund, avails of the sales of escheated lands, and principal and interest of the school fund. The contributions from the last mentioned source will be refunded by a transfer of securities from the principal of the general fund.

Having in my former messages given a precise and full account of the condition of the treasury, it will not be necessary for me now to present the state of our finances more at large.

As the time is fast approaching when the means now at command to supply the disbursements of the government will be exhausted, and when new sources of revenue must be opened, I feel it my duty

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to keep you admonished of the fact, and to suggest such measures of relief as occur to my mind.

Our great and growing State, from its extent, population, and activity in commerce and the productive arts, will require for its ordinary expenses, and to cherish its various interests, a large annual expenditure of money. The common schools are now adequately provided for, and liberal appropriations have been made for the advancement of education in higher departments; but the time may come when the funds set apart for their use must be enlarged. The interests of learning will in various forms require both occasional and permanent aid from the government; crime must be punished, vice suppressed, and the helpless taken care of. The physical resources of the State must be developed by extending to sections which have never partaken of the public bounty, the benefits of the public enterprize. The iron regions of the north should be opened to their appropriate markets; and the southern and southwestern counties should, through their various practicable channels, find outlets for their rich and valuable products.

It is, I conceive, one of the most imperative duties of a government to open, as far as it has the means to do so, consistently with other interests, all the important avenues for the trade of the State. The discharge of this duty should not be confided to private interests, with its direct as well as incidental power and influence, without necessity. We have already reaped much profit as well as glory in the construction of our two canals, along the main channels of the trade of the State. These enterprizes were justified by plain indications, both of their utility and probable returns of profit, and the repayment of the debt was secured by an adequate appropriation from the public treasury.

I would not recommend a burden upon the people by way of tax, as heavy as that voluntarily assumed by our patriotic neighbours in Pennsylvania and Ohio; and I hope that by avoiding a large debt it will be unnecessary; but I propose to lay the foundation of a State fund to be sacredly appropriated to the purposes of internal improvements.

The means for the creation of a fund, and for revenue to defray the ordinary expenses of the government, are the residue of the general fund, the small remains of unappropriated land, the power of partial taxation, and of laying a general direct tax: the means in prospect are, the auction and salt duties, and tolls of our canals, when they shall be released from constitutional restrictions.

I had hoped that the people of the United States would see the justice and propriety of allowing the States to share in a fixed amount and permanent distribution of the surplus revenues; but the times seem unpropitious to measures for obtaining the necessary amendments of the constitution for that purpose. A hope is held out to us, that the public lands, or the proceeds of the sale of them, may be distributed among the States.

If we should be thrown upon the necessity of imposing a direct tax to raise revenue for any purpose connected with the public welfare, I have sufficient confidence in the patriotism and intelligence

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of our fellow citizens to believe, that they will cheerfully assent to its imposition. They have heretofore done so without a murmur, when the amount of the tax was larger, than, with prudent foresight, we shall ever again want. They will not, I feel assured, require their representatives to delay a resort to this measure, until the public interests have materially suffered.

Many wise and well meaning statesmen imagine, that the revenue from our canals, when the debt shall be paid, will be abundant for all the purposes for which revenue is wanted, and even that it will bear some additional burdens in advance. This is but hypothesis, and is to a certain extent fallacious.

Although the canal tolls are greatly increasing, it is doubted whether the Erie canal will remain the sole, or even the favored, channel for the trade of the west. I allude to projected works diverging from it, at various points, which, with the enterprize of our neighboring States, may compel us to establish a rival way upon its borders. The canal debt, though comparatively small, is intrinsically large, and the means of paying it should not be hazarded.—There is but little probability that the annual expenses for repairs will ever be much less than at present. And reasons of public policy may, in future times, exist to reduce the tolls, and thus materially diminish the revenue to be derived from them. If, however, the canal revenues should be carefully protected, and they should continue in their present flourishing condition, a very few years will place at the disposal of the State authorities, a large annual supply of money, to be employed for any useful purpose.

Among the improvements of the age, the science of road making, as being most intimately connected with our interests and our comfort, deserves to be mentioned. In governments of long standing, the most formidable impediments to good roads have been directly encountered, and works which astonish us by their magnitude, have been accomplished by the accumulated labor of ages.

The Roman roads were so permanently built, that portions of them have withstood the ravages of two thousand years. They were made as nearly level as possible, by cutting through mountains and filling up vallies; and their surface was made smooth and firm, by laying heavy hewn stone in a bed of mortar. The French have great highways, radiating in all directions from their capital city, built after the Roman manner. In Holland, and other parts of the Netherlands, roads are made by preparing a firm foundation on which brick are laid in mortar.

Rail-roads are of modern invention, more simple and less expensive than the Roman, French, or Dutch roads, and probably better adapted to a cheap, safe and rapid transmission of persons and commodities. There is reason to believe that for great thoroughfares, they will not only supersede every other kind of road, but enter into a successful competition with canals also. They are not so well adapted to general use, as either roads or canals, because they will admit upon their track none but public vehicles of a peculiar construction.

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The directors of the Liverpool and Manchester rail-road in England say, in their report made last May, that they had been able to reduce the price of carrying goods one-third, and of passengers one-half; that the rail-way is peculiarly adapted to the conveyance of heavy and bulky articles, and that the conviction is now general, that travelling by the rail-way is the safest, as well as the cheapest and most expeditious.

The public papers have announced, that numerous applications will be made to you for charters to construct these roads in various parts of the State; and the questions will be presented for your decision, whether joint stock companies shall be created to make them, or whether this kind of improvement shall be no further extended. If it should be deemed expedient to progress in these works, then the embarrassing questions will arise, how many shall be made, under what restrictions, and what routes shall be selected.

It is very obvious that a long period must elapse; that this generation and many others, and even centuries, will pass away, before all those improvements which are worthy of the enterprize of the government, and which in time will be wrought, can be undertaken upon the public means alone. Shall we then forbear to possess ourselves of these advantages, if they can be obtained without imposing public burthens? Charters create monopolies, which are odious to a certain extent, and ought not to be granted, except to accomplish some great public good which cannot be effected without them. The good to be effected, as well as the impossibility of attaining it through other means than private interest, is manifest; and I trust that some of the most meritorious of these applications will receive your sanction, with proper reservations. By inserting the clause, now so common in charters, saving to the Legislature the power to alter, modify and repeal them; and by reserving to the State the right to take possession of them as public property at pleasure, on equitable terms, charters for rail-roads may become eminently promotive of the public good, and I do not hesitate to recommend them as worthy of your profound consideration.

In lending a favorable ear to those projected improvements upon routes contiguous to, and intersecting our canals, or pointing to the sources of their trade, the Legislature should be extremely careful to do nothing which may interfere with the canal revenues, or retard the payment of the debt. It is supposed that companies may be formed to take charters for rail-roads upon the most important routes, with the condition of paying into the public treasury such rates of toll, that no loss of revenue will result from their interference with the business of our canals.

In reviewing the condition of our State, I am irresistibly impelled to notice the condition of our public highways; and in doing so, I aim at an object beyond your immediate legislation.

Our road tax is now generally looked upon as a burthen, and is worked out with as little fidelity in labor, or regard to time, as the laws and indulgent overseers will permit. Although we sometimes witness operations in repairing highways conducted with skill, and evincing a laudable neighborhood pride; yet in most places they are

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managed without system, so that of the work of one year, scarcely any thing of value remains for the next. If our farmers, in whose hands these roads generally are, could be persuaded that a reasonable assessment, faithfully and judiciously worked out upon their roads, would be more profitable to them than the same amount of labor upon their farms; and that it would enable them to carry much larger loads, in less time, with less injury to carriages and horses, to their next market town, and thus raise the value of their produce, we might expect to see an active spirit abroad to produce a reform in this particular. In the course of time, I should hope a better system of road laws would be proposed, with the general assent of the community; for I am aware that no compulsory laws on this subject will be available, unless they have been previously sanctioned by the public voice.

The Secretary of State will present to you a full report of the condition of the common schools, and the operation of our poor laws.

On these subjects, I am not aware that any material legislation is necessary at this time. Both of the systems operate successfully; and from the public interest excited in their favor, and their intrinsic merits, such defects as shall be developed will not fail to be presented for correction to the proper tribunal.

The number of school districts and pupils instructed, have increased since the last year. There are nine thousand three hundred and sixteen school districts in the State, and eight thousand eight hundred and eighteen of them have made returns according to the statute. The returns shew five hundred and eight thousand six hundred and fifty-seven children between the ages of five and sixteen years; and that five hundred and five thousand nine hundred and forty-three have been instructed in the schools from which returns have been received. The amount of money paid to teachers, derived from the public treasury, town taxes and funds, and voluntary contributions, is six hundred and five thousand seven hundred and twenty-nine dollars.

The county poor-house system has been voluntarily assumed by so many counties, that we are permitted to hope that no compulsory legislation will be necessary to ensure its universal adoption. It has had the effect of providing more effectually and comfortably for the needy, and of repressing idleness; and when in complete operation, it will save to the people of the State, in poor rates alone, an amount equal to one-half, and probably much more, of the ordinary expenses of administering the government.

May I not, in behalf of a class of beings, too powerless in all respects to lay their griefs before you, pray your early attention to their claims upon the paternal care of the State? Two years since, I called the attention of the Legislature to the condition of our insane poor. A committee of three highly intelligent members were appointed to collect information on that subject, during the recess of the Legislature, and to visit the hospitals for the insane, both in our own and the neighboring States. They made a report to the Legislature, at the last session, which embodies a vast amount of information upon a subject but little understood by the public, and presents

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powerful motives for legislative action. Recent discoveries shew that insanity invariably proceeds from a disordered body; that it becomes incurable from neglect and harsh treatment; and that of recent cases, at least nine-tenths are discharged from hospitals properly conducted, restored. These facts speak volumes of reproof to us, for having so long neglected the subject. With that report before them, and a recollection of what they must have seen and felt if they have ever looked into a maniac's cell in a county poor-house, I cannot believe that the members of the last Legislature refrained from establishing a system of relief for insane poor, on any other account than the want of time, and the pressure of accumulated business. I recommend the subject to you as worthy of your first care, in the hope that it will not be put aside for measures of less public importance, urged forward with the ardor of personal interests.

There is another subject which deserves to be mentioned in connexion with this: I allude to a penitentiary for females. The want of such an institution is an acknowledged evil; and the remedy for it has been frequently discussed in the Legislature, without coming to any result.

The female convicts belonging to the prison at Sing-Sing are kept in a department of the alms-house in the city of New-York, prepared for that purpose, at the great expense of one hundred dollars each. Their number was forty-nine on the 19th day of December last. The number of female convicts at Auburn was, on the 17th December last, twenty-nine, who, for want of other accommodations, are confined together in one room. Among them are some of the most profligate of their sex, mingled with others, who, under proper restraint and instruction, might be reclaimed. The keepers find it beyond their power to preserve order among them. On a late visit there, I noticed the decent demeanor of a female, whose sentence of death for murdering her husband, had been commuted by me to imprisonment for three years, under a belief that she had produced the death by inadvertence, and from representations that she was of good character, but ignorant. The keepers informed me that her conduct had been orderly, and that she submitted with patience and gratitude to what she considered punishment administered with justice and great mercy. This is an extreme case of an individual remaining unharmed by that contaminating association; but there is an intermediate class of partially depraved young persons, who cannot escape utter pollution.

While I renew the recommendation, that a separate penitentiary be provided for female convicts, I remain of the opinion that it should be built at Sing-Sing, so as to be under the superintendence of the officers of that institution. There would be a great saving in the expense of building and managing such a prison at that place; and reasons of a moral nature should influence the choice of a site in the vicinity of the city of New-York.

To improve the condition of the county prisons should be an ever present care of the representatives of the people. In their present condition they are a prolific source of crime. Those prisons should be so arranged and managed as to hinder their inmates from con-

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taminating each other, and to prevent the growth of those parent vices, idleness, gambling and drunkenness. This subject should not be suffered to rest until a uniform improved system pervades our State.

I need not urge upon you the importance of striking at the root of crime. Every successful measure of that tendency strengthens the bands of society, lessens the amount of human misery, and diminishes the expenses of government in regard to pauperism and crime. The age in which we live is distinguished by the many successful efforts which have been made to diminish the provocatives, as well as to correct the predisposition to vice. It may be hailed as the glorious epoch when public opinion has chained to narrow limits that devouring monster intemperance; and when untiring philanthropy has perfected a system of instruction which promises much for the general diffusion of knowledge, and its results, the love of virtue and liberty. A system of infant instruction, which was originally devised for charity scholars, has been found so attractive to children, and so perfectly adapted to their instruction in the rudiments of science, that teachers, initiated into all its mysteries, are establishing schools upon that plan, throughout the country, for the reception of pay scholars. Children are taken care of in these schools, at an age so very early, that it is of importance to mothers, who are compelled to labor, to place their infants in them.

I think it not improper to notice an interesting experiment now in progress in the village of Rochester, to combine mechanical labor with instruction in those sciences which appertain to a liberal education. The pupils rise at four o'clock, work three hours and study ten. I have looked over an account which has been kept with twenty students during the last quarter, and they are credited for earnings in coopering, joiner's work and printing, a sum amounting to a trifle short of all the charges against them. Mechanical alternates better with study, than agricultural labor. The institution was founded last spring; it numbers now sixty-one pupils, and bids fair to realize the expectations of its generous patrons.

Our higher seminaries of learning, as creations of legislative wisdom, deserve legislative patronage, that they may fulfil the object for which they were founded.

Our state prison discipline is continued with the same results, which have given to the system its high reputation. The two hundred cells, ordered to be built at Sing-Sing, have been completed, and all of them will be soon occupied. That prison now contains one thousand cells; and nine hundred and sixty-three convicts were confined in them on the 19th day of December last.

Having been informed that there was a surplus number of convicts at that prison, and learning that they might be better accommodated at Auburn, I ordered sixty to be removed to the latter place, which was done early in the month of November last. I thought it expedient to adjust the matter thus between the prisons, both of which had a surplus, and not to alter the districts again, until the Legislature had signified its pleasure in regard to further appropriations for building. As now arranged, all the increase goes to Sing-

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Sing; indeed the number at Auburn, exclusive of those received from Sing-Sing, has declined twenty-nine since the the first day of January, one thousand eight hundred and thirty-one. Since the same time, the increase at Sing-Sing has been two hundred and forty.

If it is intended to persevere in a faithful experiment of our system, it is necessary that our prison room should be immediately enlarged. The number of male convicts at Auburn, on the 17th day of December last, including those received from Sing-Sing, was six hundred and twenty-two. Of that number, five hundred and fifty are confined in single cells in the north wing, the rest are kept, two in a cell, in rooms prepared for them in the south wing. The south wing may be so altered, as to construct within it, upon the plan of the north wing, separate cells for as many convicts, as it will ever be thought proper to confine in that place. I recommend an appropriation for that purpose. It may be proper at the same time, to enlarge the prison at Sing-Sing. The reports of the inspectors of both prisons will, I hope, be sufficiently full to enable you to decide, at once, upon the subject.

The earnings of the convicts, at Auburn, continue to amount to more than enough to defray the expenses of that institution; and I am informed by the agent at Sing-Sing, that the prisoners at that place have earned during the last year, forty thousand dollars, besides building two hundred cells and one wing of a permanent stone shop, one hundred and fifty feet long, by thirty-six feet wide.

Our criminal code may be improved, by reducing the number of cases subject to capital punishment, and by enlarging the power of the courts to punish in some cases of peculiarly aggravated larcenies. The circumstances attending the late robbery of a bank in the city of New-York shew, that there are inducements for depredators to weigh, in advance, the value of expected booty against the power of the law to punish. This defect might be remedied by giving the court more discretion to punish for grand larceny, and by elevating in the scale of crime certain cases of burglary in the third degree.

Among the causes to which the increase of convicts in the state prison is to be attributed, a very principal one is the increase of state prison offences, introduced into the statutes, at the revision. The limited discretion of the court to punish misdemeanors, by imprisonment in the county prisons, operates, in my opinion, injuriously to the city of New-York, where they have a penitentiary as well adapted to the ends of punishment and reform as either of our state prisons. It is worthy of consideration whether the laws should not be so amended as to diminish the number of state prison cases; and to vest in the courts, particularly in New-York, the power to imprison for misdemeanors for such a period of time, as would produce a reasonable hope of amendment.

I renew the suggestion I made in my last message, that provision be made for taking the statistics of crime in this State. I am satisfied that proper returns would shew, that the apparent increase of convicts, is owing to causes other than a disproportioned growth of crime.

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I have pardoned out of the state prison, during the last year, seventy-three convicts. A great proportion of these cases were brought to my notice without the intervention of friends, for many of them had none; and their claims to pardon, in some cases became equitable, on account of the mitigated punishments for similar crimes, prescribed by the revision of the laws.

There have been four cases of conviction for capital crimes reported to me, during the last year. In one of those cases I felt called upon by duty to arrest the execution; and I commuted the punishment to imprisonment in the state prison for seven years.

A law was passed at the last session to abolish imprisonment for debt; but its operation was suspended until the first day of March next, to enable the public to judge of its merits, and to afford an opportunity to make such alterations, as might be found necessary. The importance of that matter will induce you to give it an early consideration. The attainment of the desired object, with as little modification of the existing laws, and as few statutory provisions as possible, will be, undoubtedly, your aim. Brevity in laws leaves less to the discretion of the court, and brings them nearer to the common understanding.

A resolution passed both houses of the last Legislature to alter the constitution so as to admit a reduction of the duty on salt manufactured within this State to six cents a bushel. This will infringe upon no other interest, public or private, and is both just and politic. The Legislature will be enabled thereby, to relieve, when necessary, a branch of home industry, important to the country on account of the article, and to the government on the score of revenue. Those who have embarked their fortunes in a business which pays a duty of nearly double the value of the manufactured article, and who may be ruined by a change in the policy of our revenue laws, have a claim to be placed at least within the range of legislative discretion. I hope, therefore, that the resolution will receive your sanction, in order that it may be submitted to the people, at the next election, for their approbation as a proposed amendment of the constitution.

The reports of the Adjutant-General and Commissary-General, which will be forwarded to you in due season, will present the military force of the State. The number of the militia, as near as it can now be ascertained, is one hundred and eighty-nine thousand. We have in our arsenals forty-eight thousand, five hundred and forty-seven muskets, two thousand, four hundred and nine rifles, and three hundred and forty pieces of ordnance. Of the latter, about two hundred and twenty pieces are mounted for field service, and distributed to artillery companies.

It is believed that some improvements in the militia system are necessary to make it conform to the changes which have taken place in the condition of the country, since it was put in operation, that the public may be relieved of a portion of the burden, consistently with all the objects which it was intended to secure. If, on examination it should appear to the Legislature that the paramount powers of Congress over the subject, present an insuperable obstacle to the accomplishment of this object by state legislation, it will be worthy

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of consideration whether the Senators from this State ought not to be instructed to propose such amendments to the act of Congress, regulating the enrollment and organization of the militia, as may be necessary to secure the required relief.

Our claims upon the national government, on the ordnance account, have not yet been adjusted; but I am assured that there is a probability of that matter being brought to a close during your present session.

Whatever will foster the great interests of agriculture, commerce and manufactures, cannot fail to engage your attention on that account. Although our former agricultural societies, from inherent defects, were speedily dissolved in most of the counties, yet they produced much good. I would recommend their revival by State authority, under an organization more simple, and therefore more durable. I should not advise the appropriation of any money out of the treasury, or the granting of power to raise any; and I very much doubt the policy of granting any rewards or prizes. The main object of an agricultural society should be, to bring farmers together once or twice a year, to receive and communicate information on the subject of their pursuits, and to exhibit the productions of their farms, their industry and their skill. Under its patronage, and subject to its government, well regulated fairs might be permitted to become permanently established.

It is not forty years since cotton began to be cultivated in our southern States as an article of commerce, and sugar has been much more recently introduced; yet now they are the staple commodities of many of those States. Most articles of culture are said to flourish best near the northern margin of the zone of their growth: thus, the Sea Island cotton, transplanted from a more southern latitude, has attained to a length of staple, beauty and strength of fibre, in some of our southern States, which renders it an unrivalled article in market; and the sweet potatoe, indigenous under a tropical sun, where it expends itself in vines, becomes a valuable edible in a more northern situation, and flourishes well even in this climate. With such results before us, we should not despair of seeing the vine, the mulberry, and various productions of our own and more southern latitudes, which are not now raised, or for the cultivation of which feeble attempts are made, among the ordinary productions of our agricultural industry.

The United States census having been completed, it will devolve upon you to reorganize the districts for electing representatives in Congress. I presume the ratio will be determined upon in season, to enable you to discharge that duty before your adjournment.

Several communications, received from the respective Governors of the States of New-Hampshire, Maine, Connecticut and Delaware, accompanied by reports and resolutions from the several Legislatures of their respective States, are transmitted to you herewith.

I respectfully commend to your patronage those survivors of the revolutionary war, however inconsiderable their services may have been in the army, who have not been provided for by the government. Among them are some whose sacrifices were great, and

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whose services, although of an unpretending nature, were of great importance to the country. To make liberal provision for their wants, is an act which would leave no regrets; and it should be our pride in this day of our prosperity, to cherish those venerable remnants of a by-gone heroic age. An early expression of your wishes in their behalf, may quicken the action of that body upon whom the obligation rests.

Permit me, in conclusion, to assure you of my readiness to co-operate with you in all such measures as tend to strengthen our political institutions, to promote the honor and prosperity of the country, and to add to the happiness of our fellow-citizens.

E. T. THROOP.

Albany, January 3, 1832.

DOCUMENTS ACCOMPANYING THE GOVERNOR'S MESSAGE.

[No. I.]

STATE OF CONNECTICUT,
Executive Department, June 30th, 1831.

SIR—

In compliance with a resolution of the General Assembly of this State, I herewith transmit to you a copy of a report adopted, and of resolutions passed by that body, at its late session.

I have, Sir, the honor to be,
Very respectfully,
Your obedient servant,
JOHN S. PETERS.

To His Excellency, the Governor of New-York.

REPORT AND RESOLUTIONS.

At a General Assembly of the State of Connecticut, holden at Hartford in said State, on the first Wednesday of May, in the year of our Lord one thousand eight hundred and thirty-one.

The Joint Committee, appointed to take into consideration such part of the Message of the Governor as relates to the Constitution and Judiciary of the United States, with the accompanying documents relative to those subjects, report:

That they have had under consideration the part of the Message of the Governor referred to them; and also a communication from the Governor of Vermont, covering certain resolutions of the Legislature of that State relative to the amendments of the Constitution of the United States, proposed to the Legislatures of Georgia and Louisiana, touching the manner of election, and the term of service of the President and Vice-President of the United States. The Legislature of this State, at their session in 1830, having passed an opinion upon this subject, in which your committee fully coincide, they deem it unnecessary to go into it again.

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Your committee have also had under consideration certain resolutions of the General Assembly of Ohio, relative to appropriations made by the General Government in aid of the colonization society. As it does not appear that the government have ever made, or contemplated making, such appropriations, this Legislature will doubtless concur with the General Assembly of Ohio, in the opinion that it is premature and inexpedient to express any opinion whether such appropriations be or be not constitutional.

Your committee have also had under consideration certain resolutions of the Legislature of the Commonwealth of Massachusetts, relative to the judicial power of the United States; a subject of sufficient importance to justify a more extended notice.

At a period when, in some portions of our country, a disposition is manifested to array the jealousies of the people against the judicial department of the Government of the United States; when executive officers are instructed, in all the formality of legislative enactment, to disregard the legal precepts of the Supreme Court of the United States, it well becomes those who regard a dissolution of our Union as one of the most dreadful of political evils, to interpose a mild, but firm expression of their opinion. The People, by their sovereign pleasure, created by the same act the executive, legislative and judicial departments of the Federal Government. The inefficiency of the old confederation to secure respect and obedience, taught them the necessity of so organizing the Federal Government, that it could lay its hand upon individuals, and thus directly enforce the laws of the Union, and protect those acting under them from injury or interruption, by the laws of any one of the States. It was the force of external circumstances only, that gave to the recommendations of the old Congress the authority of laws. When the outward pressure was removed, the Union was practically dissolved, and anarchy ensued. Without the judicial department the Congress of the United States would now be but an assemblage of embassadors, whose efficiency would begin and end in advisory consultations: the people would obey, or not, as their interest and feelings might dictate. The courts of the several states partake, too readily, of local jealousies and excitements, to be entrusted with the final determination of questions involving the validity or construction of the federal laws; and questions of policy of much less importance than those which now agitate our country, would soon put an end to our ephemeral Union. The judicial department, therefore, constitutes one of those peculiarities which distinguish the present government from the old confederation—a co-ordinate branch—which, in the opinion of your committee, is absolutely necessary for the successful organization of our government.

It being one of the first principles of a republic, that the legislative and judicial departments be kept entirely distinct, the patriot has nothing to apprehend from the power or ambition of the courts. Speaking of the three great departments, an eminent civilian says, "the judiciary is next to nothing." It has indeed no power over the wealth or strength of the nation. It has neither force nor will, but merely judgment, and cannot enforce even that, without the aid of the execution. Without the parade or pomp of power, with no

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influence even, except such as profound learning, enlarged philosophy and distinguished talents always exert over the human intellect, the great questions of constitutional right and private obligation are quietly discussed, settled and recorded—the judges retire from the bench, and the decree is enforced by other hands. Where the legislative power is absolute, the judiciary, if there be one, is but the register and executioner of its edicts; but in a government of defined and limited powers, like that of the United States, where the people, in the great charter of their liberties, by which they have created the Legislature, have also, in the same instrument, prescribed the objects and the extent of the power of that Legislature, an independent judiciary is absolutely indispensable, for the protection of the people in their reserved rights, and for the preservation of every department of the government in its appropriate and destined action. It is, indeed, the great balance wheel of the constitution; which from its own weakness needs, and its inestimable value deserves the constant care and vigilance of the community, to protect it from the attacks of the other departments of the government, both state and federal. It should be composed of our most pure, wise and able men, placed permanently in their offices and salaries, where no fear can intimidate, nor hope seduce them. Although our government has secured the services of men of the greatest virtue and talents, yet neither their private worth, their public services, nor the inestimable value of their official functions, have been sufficient to protect them from the operation of local factions and jealousies. In view of these various considerations, your committee would recommend the adoption of the subjoined resolutions, as declaratory of that portion of the public opinion, which this Legislature has the honor to express.

Signed per order,
WM. W. BOARDMAN,
Chairman.

Resolved by this Assembly, That the constitution of the United States, and the laws and treaties made in pursuance thereof, are the supreme law of the land; and the judges and magistrates, in every state, are bound thereby, any thing in the constitution or laws of any state, to the contrary notwithstanding.

Resolved, That we regard the judicial department of the government of the United States, as sacred in its origin, and as invaluable in its purposes and objects, as either the executive or legislative departments; and we also regard the designs of any community to destroy it, or to paralize its influence, among the people of these states, as the manifestation of feelings unfriendly to the permanent interests of our common country.

(*A true copy of record.*)
Examined and certified by
THOMAS DAY, *Secretary.*

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[No. II.]

STATE OF MAINE.

EXECUTIVE DEPARTMENT,
Portland, October 26, 1831.

SIR—

Agreeably to a duty assigned me by the Legislature of the State of Maine, I have the honor herewith to transmit to your Excellency the accompanying report and resolve respecting the tariff and internal improvements, for the purpose of being submitted to the Legislature of your State.

With the highest respect and consideration,

I am, Sir, your obedient servant,

SAM'L E. SMITH.

To His Excellency Governor of New-York.

STATE OF MAINE.
In Senate, March 29, 1831.

The Joint Select Committee to which was referred so much of the Governor's message as relates to internal improvements and surplus revenue; and to which were also referred the resolution of the General Assembly of the State of Delaware, approving the tariff of 1828; the resolutions of the General Assembly of the State of Louisiana, approving the tariff; and the report and resolutions of the General Assembly of the Commonwealth of Kentucky, advocating a system of internal improvements to be executed by the Federal Government and approving the tariff, have had the same under consideration and submit the following

REPORT:—

The power of the government of the United States to lay and collect taxes, duties, imposts and excises for the purpose of paying the debts and providing for the common defence and general welfare of the Union is expressly granted in the Constitution, and, it is believed, has never been denied by those, who are opposed to, and oppressed by the tariff of 1828. The complaints, which have been made, and justly, against the tariff, are that it is unequal in its operation, unnecessarily oppressive, and imposes upon the people a burdensome taxation, indirect, it is true, but not the less onerous and grievous, for objects evidently not contemplated by the Constitution, and, therefore, not authorized by that instrument.

The committee can not concur in the opinion, expressed by the General Assembly of Kentucky, that "the grant in the Constitution to Congress of the power to lay and collect taxes, duties, imposts and excises is *without limitation*, except that they shall be uniform throughout the United States, and except also in the case of direct taxes, that they are to be apportioned among the several States, according to their respective numbers, determined by a prescribed rule." The grant of this power is most obviously limited and restricted to the raising of a revenue for the purpose, as before stated,

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of paying the debts and providing for the common defence and general welfare of the Union. These purposes can be legitimately executed by the Federal Government only by the exercise of the powers granted in the Constitution to Congress, and in the manner and to the extent by that instrument prescribed. It is believed, that the doctrine advanced by Kentucky is too broad and that it does not find support in the Constitution. It asserts a power in Congress to raise money for all purposes without limitation, except as to the manner. But will it be pretended, that Congress can, under that grant of power, lay and collect taxes, duties, imposts and excises for the purpose of maintaining an army in Europe to coerce and compel the people of any nation to there to submit to the existing government? for the purpose of constructing roads and canals in France? or for the purpose of paying the national debt of Great Britain? No one will contend that Congress can do so. Neither will it be pretended, that Congress can lay and collect taxes for the purpose of paying the debts of the individual States, or the debts of private corporations, from whatever source they may derive their existence, or for the purpose of supporting the gospel ministry in the several towns and cities in the Union, however extensively such an expenditure might promote the general welfare. It is clear, then, that the power of Congress to raise money is not without limitation, except as to the mode of raising it, and can be legitimately exercised only for certain purposes; the purposes, and those only, for which the Federal Government was established.

And what are the purposes for which the several States confederated and formed the government of the United States? Certainly not for the management of the domestic concerns of the individual States, for each State still retains absolute sovereignty over her domestic affairs. The several States by their compact of Union, the Constitution of the United States, united so much of their individual sovereignty, as was sufficient to place them in the position, in relation to all other sovereign States, of an individual sovereign power, leaving each State, as it respects its internal concerns, a separate and independent sovereignty; and, when they granted to the Federal Government so much power as would enable it to maintain that position for the common defence and general welfare of all the States, as a whole, so far as foreign nations were concerned, they also granted to that government the power, and imposed upon it the obligation, of securing inviolate to each of them respectively its individual sovereignty over its own domestic affairs. The great objects to be effected and accomplished, by the establishment of the Federal Government, appear to be, to protect and defend each and all the States against the action of foreign governments, by making all the States one and indivisible as to those governments; to prevent collision and preserve harmony among them, as separate sovereignties; to secure to each a republican form of government, and by consequence to prevent the coalition, or consolidation of the several States into a government, inconsistent with the individual sovereignty of each. It is believed, that these are the objects intended to be effected by the formation of the Union, or confederation, existing between the

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several States, and that the powers, granted in the Constitution to Congress, and intended to be exercised by the government of the United States, all look to *their* accomplishment. Any exercise of power, therefore, by the Federal Government, however it might, in the estimation of that government, tend to promote the general welfare of the several States, unless it relates to these objects and is specifically delegated in and by the Constitution, or is necessary to the execution of a specifically delegated power, is wholly unauthorised, and must be regarded as an encroachment upon the rights of the States, or of the people.

The question then occurs;—Is the power of raising a revenue for the purpose of making internal improvements, such internal improvements, as the several States, in their individual character, are competent, without the aid or consent of the Federal Government, to make, in the manner and at the times, each State may deem it proper, a power necessary to effect the objects for which the Union was formed? and is it granted in the Constitution to Congress? That this power is expressly granted no one will pretend. Is it then incident to any power so granted? If it be incident to any power specifically granted, it must be necessary for carrying that power into execution. But which of the powers expressly granted to Congress, it may be asked, can not be fully exercised and executed without the power of making those internal improvements, which the several States are acknowledged to be competent to make without the consent of Congress? or rather, which of the powers expressly granted to Congress could not be completely executed, even if it had been expressly declared, in the Constitution, that Congress should not have the power to make internal improvements? It is believed no one, however strenuous an advocate for a system of internal improvements, will pretend, that Congress could not fully execute all the powers specifically granted in the Constitution, even if this power had been expressly denied. This power of making internal improvements, then, not being expressly granted in the Constitution, and not being incident to any power so granted, or in other words, this power not being one of "the powers delegated to the United States by the Constitution, nor prohibited by it to the States, is reserved to the States respectively, or to the people," and, therefore, can not be legitimately exercised by Congress.

A system of internal improvements is clearly, then, not an object for which Congress has the power of raising a revenue, or for which any surplus revenue, in the Treasury of the United States, can be expended, under the existing Constitution. It has been very justly asserted by the Legislature of South Carolina, "that it is an unconstitutional exercise of power on the part of Congress, to tax the citizens of one State, to make roads and canals for another State," and notwithstanding the broad and unqualified power, asserted in Congress by the General Assembly of Kentucky, to lay and collect taxes, duties, imposts and excises *without limitation*, except as to the mode, that General Assembly feels and admits the force of the objection, but disavows the knowledge or belief "that Congress has ever, in fact, taxed the citizens of one State, to make

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roads and canals for another." "If that had been done," they say, "it would be admitted to be unconstitutional." If Congress has applied any portion of the funds of the general government, collected from the resources of the several States, or from their joint property, for the purpose of making roads or canals in individual States, have not the citizens not only of one State, but of all the States, in fact been taxed, not directly, but indirectly, to make roads or canals in a single State? The circumstance, that taxation for this purpose is indirect, cannot change the principle. That Congress has thus applied a part of the revenue of the United States, it is believed, none will deny. Will it, then, be pretended that the citizens of *one* State have not in fact been taxed to make roads or canals for another State, because the citizens of *all* the States have been taxed to the same extent for that purpose? If, then, this cannot be asserted, or pretended, with truth, and it cannot, unless the number of the citizens of *all* the States does not embrace and comprehend the citizens of *each* of the States, upon the principle unequivocally conceded by the General Assembly of Kentucky, it must be admitted, that the application of the funds of the United States, raised by "taxes, duties, imposts and excises," to the construction of roads and canals in the individual States, is unconstitutional.

While your committee believe, that no intelligent citizen of the United States will deny to Congress the power to lay and collect a *direct tax*, in want of funds obtained in the usual mode by duties on imports, for the purpose of constructing and maintaining fortifications in any one of the States for the defence of that State, they apprehend that few can be found, who would hazard their reputation for intelligence and discretion by asserting the power in Congress to lay and collect a *direct tax* for the purpose of constructing and maintaining roads and canals in the several States. And why, it may be asked, do not the advocates of a system of internal improvements, to be executed by the federal government, openly and boldly maintain the power in Congress to raise money by *direct taxation* for that purpose? Congress can certainly lay and collect a *direct tax* for any purpose for which it can raise a revenue by *indirect taxation*, in the shape of duties on imported articles, such as is imposed by the Tariff; and if it is admitted, that Congress can constitutionally impose duties on imports for the purpose of carrying on a system of internal improvements, it must also be conceded, that it has the power to impose *direct taxes* upon the people for that purpose. And it may safely be predicted, that as soon as the means, derived from the *former* source, prove insufficient, resort will unquestionably be had to the latter, if the several States, disregarding their interests and individual rights, acquiesce in and countenance the exercise of the power, assumed by Congress, to make appropriations of the funds of the United States for the purposes of internal improvements. But the friends of this system carefully and studiously keep out of view this most certain and unavoidable consequence of their loose construction of the Constitution, *direct taxes* upon the people, to any extent Congress shall think proper to fix. Let the people admit the soundness and correctness of this doctrine,

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and they may expect in a few years a Tariff more ruinous, than the present, to the commercial interests of the country, and with that *direct taxation;* they may expect, and they will most assuredly find, that burdens, grievous to be borne, will be imposed upon them, both by direct and indirect taxes. Let the States yield up their rightful jurisdiction over "internal improvements" to the general government, and let the people sanction the doctrine, which asserts in Congress, under the present Constitution, the power to make them; and there can be nobounds set to the innovations, which the federal government may claim to make in the administration of State affairs, under the name of what she may determine to be *internal improvements;* the general government might determine, if she were permitted to adopt all measures, which may be supposed to promote the general welfare, that a change in the Constitution and laws of the several States, would be greater internal improvements than the construction of roads and canals; and, if the States supinely acquiesce in the assumption of power by Congress to make *internal improvements* by constructing roads and canals, what security is there to the States and to the people, that the general government will not assume to make what she may consider internal improvements, by changing the Constitution and laws of the several States, whenever she may think the *general welfare* may be thereby promoted?

These are only a few of the ruinous and monstrous consequences which must be expected to result, from the exercise of a power by the general government to execute a system of internal improvements; a power which, it is admitted, is not expressly given in the Constitution to Congress, and which that body can claim to exercise only by a forced and latitudinarian construction of the Constitution. This system, which Congress have not the rightful power to execute, and which could not be executed by the general government, if she had the necessary power, without resorting to a *tariff* much higher than that of 1828, and also to *direct taxation* upon the people, if the system is to be carried on to an extent corresponding in any degree with the views and wishes of its advocates, is no other, than the system falsely and absurdly called the "*American System.*" This system, that appears never to have been contemplated by the framers of the Constitution, which is the supreme law of the land; which expresses all the powers intended to be vested in Congress, and which ought to be construed in favor of those, who granted the powers therein enumerated and upon whom they are to be exercised, and most rigidly and strictly against those by whom those powers are to be executed, is attempted to be supported and carried into effect by a construction of the Constitution, that, if sanctioned, will justify the exercise of any power by Congress, which that body may choose to assume. This system, which, if adopted, will tend to the certain destruction of the State sovereignties, finds advocates among patriotic citizens, because the designing and ambitious, by successful artifice, have concealed its ugliness and deformity, and even made it appear beautiful and fascinating, by clothing it in a garb furnished by a name, "*The American System.*"

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Let this system be sanctioned without an amendment to the Constitution, and one step, or to speak more properly, an alarming stride, is taken towards the destruction of that, which to the friends of civil liberty and republican institutions is most dear, a written Constitution. Let the advocates of a system of internal improvements, to be executed by the general government, succeed in their objects, without an amendment of the Constitution of the United States, and the true AMERICAN SYSTEM, that upon which all our hopes of maintaining a republican government and free institutions depend, will inevitably be demolished, and the fair and noble edifice, which our fathers erected for our protection and happiness, instead of being preserved for the benefit of posterity, will fall in undistinguishing ruin, as well upon the heads of the innocent, as of those, whose sacrilegious hands shall remove its supporting pillars. The only system that is worthy of, or that ought for a moment to be admitted to be entitled to, the name of "THE AMERICAN SYSTEM," is that, which appears in the *written Constitutions* of the United States and of the several States, and this system can only be preserved by a rigid and scrupulous adherence, in the most minute particulars, to the principles in them established, and by frowning with indignation upon all and hurling them from places of trust, who shall seek to exercise powers not delegated to them by the Constitution, or seek to accomplish objects other than those for which they may be placed in power. This system of written Constitutions needs not the aid of constructive powers to carry it into full and complete effect. It provides by its own prescribed rules for enlarging or modifying the powers of the servants of the people; and when the powers already granted to their servants are found to be too limited, the people, who are the only proper judges of what powers ought to be delegated, will enlarge the powers granted, or give others, according to their sovereign will and pleasure, the only power having control over Constitutions. This system requires all placed in office to exercise only so much power as is plainly given in the written rule by which their conduct is to be governed, and to abstain from the exercise of all doubtful power, however usefully such power might be exercised, if granted; because it is a material part of the system, that public servants, whether they act individually, or in legislative bodies, shall exercise no power, except what is clearly granted by a written Constitution, or other law, interpreted according to its plain and obvious meaning.

This system can alone claim the honorable and distinguishing appellation and title of the *American System*, and every system which is found to conflict with the principles of this, must be rejected and detested, however fascinating and alluring it may appear under the garb of a borrowed, or stolen, name. And the system of internal improvements, to be executed by the general government, must be regarded as conflicting with the American System, because it can only be carried into effect by the exercise of a power not delegated to Congress; because it proposes to effect objects by the exercise of *constructive* powers, which would unquestionably have been expressly granted to the federal government, if it had been

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intended that that government should exercise them, and because it proposes to subject to the action of the general government those things, which are more appropriately subject to the action of the State governments, and which the latter governments are perfectly competent to manage, without the aid or consent of the United States.

Whatever other powers Congress may possess, your Committee are satisfied, that the power of executing a system of internal improvements does not belong to the federal government, and they most fully concur in the justness of the remarks, contained in the Governor's Message, that " the course, which has been pursued by the general government in the appropriations for the purposes of internal improvement, from the direct bearing, which it has upon the equal rights, interests, and sovereignty of the individual States, has become a subject of too great importance to be now regarded with indifference, or suffered to pass by without being presented to the consideration of the Legislature and people of this State. If it should continue to be the policy of the United States to raise an annual revenue from duties on imports and from other sources, more than sufficient for the gradual extinction of the public debt, and the ordinary expenses of the government, the surplus fund will remain in the national treasury, without any benefit resulting therefrom to the people, or some *constitutional* mode must be devised for its appropriation and expenditure."

Believing that the States are fully competent, and better qualified, than the general government, from their more intimate knowledge of the wants of the people, to make internal improvements, to the extent required and at the most suitable times, according to the ability of the people to contribute to those objects; that no more money should be collected into the national treasury, than the ordinary exigencies of the government require; that much money must be lost to the people by collecting it into the national treasury for distribution among the several States, and that that policy is best calculated to promote the true interests of the people, which requires the *least taxation;* and believing also that every attempt, by public functionaries, to exercise powers not delegated to them, should meet the marked disapprobation of the several States, as tending to the injury of the people, by marring the true American System and violating its essential principles, and as encroaching upon the rights of the States; your committee, therefore, recommend the passage of the following Resolutions.

JOHN L. MEGQUIER, *Chairman.*

In Senate, March 29, 1831.—Read and accepted. Sent down for concurrence.

ROBERT P. DUNLAP, *President.*

House of Representatives, March 30, 1831.—Read and concurred.

BENJA. WHITE, *Speaker.*

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STATE OF MAINE.

Resolve respecting the Tariff and Internal Improvements.

Resolved, That the Government of the United States, not having the power of executing a system of internal improvements expressly granted to it in the Constitution, and that power not being necessary for carrying into execution any powers so granted, ought not, in raising a revenue, to consider internal improvements among the purposes, for which it may lay and collect taxes, duties, imposts and excises.

Resolved, That the Tariff of duties on imports ought to be so modified, if possible, a due regard being had to all the interests of the country, that the receipts, from them and the other sources of revenue, into the treasury of the United States shall not greatly exceed the ordinary annual expenses of the Government.

Resolved, That, if with a due regard to all the essential interests of the country the duties on imports cannot be so reduced, that no surplus fund shall remain in the national treasury, after paying the ordinary and necessary annual expenses of the government, such surplus ought to be equitably distributed among the several States in a mode and by a rule to be prescribed by an amendment to the Constitution.

Resolved, That the Governor be, and he is hereby requested to transmit a copy of the foregoing Report and Resolutions to the Executive of each of the States, that they may be submitted to the Legislatures of the same for their consideration; and also a copy to each of the Senators and Representatives of Maine in Congress.

In Senate, March 29, 1831.—Read and passed. Sent down for concurrence.

ROBERT P. DUNLAP, *President.*

House of Representatives, March 30, 1831.—This Resolve was read twice and passed in concurrence with the Senate.

BENJA. WHITE, *Speaker.*

[No. III.]

STATE OF NEW-HAMPSHIRE, }
Executive Department, Concord, Oct. 10th, 1831. }

Sir—

I hereby transmit to you a copy of a resolution adopted by the Legislature of this State at the last session.

I have the honor to be,
Sir, with great respect,
Your most obedient servant,
SAMUEL DINSMOOR.

To his Excellency the Governor of New-York.

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Resolved, by the Senate and House of Representatives in General Court convened, That the Senators of this State in the Congress of the United States be instructed, and the Representatives requested, to use their exertions to procure the passage of a law for the more perfect organization of the militia of the several states.

Resolved, That his Excellency the Governor be requested to transmit copies of these resolutions to the Senators and Representatives of this State in Congress, and also to the Governors of the other States, that the same may be submitted to the Legislatures thereof for their consideration.

Approved, July 1, 1831. (A true copy.)

RALPH METCALF,
Secretary of State.

[No. IV.]

EXECUTIVE DEPARTMENT,
Georgetown, March 4th, 1831.

SIR—

I have the honor herewith to transmit to your Excellency, a copy of the resolutions of the General Assembly of the State of Delaware, in relation to the Tariff of the United States, and to internal improvements.

Very respectfully,
I have the honor to be,
Your obedient servant,
DAVID HAZZARD.

To his Excellency the Governor of the State of New-York.

IN THE GENERAL ASSEMBLY,
January Session, 1831.

The committee to whom was referred so much of the Governor's message as relates to the tariff and internal improvements; and to whom was also referred sundry resolutions of the General Assembly of the States of Pennsylvania, Connecticut, Louisiana, Ohio and Kentucky, approbatory of the tariff of 1828, have had those subjects under consideration, and beg leave to report the following resolutions:

Resolved, by the Senate and House of Representatives of the State of Delaware in General Assembly met, That this General Assembly do concur in the resolution of the General Assembly of the State of Pennsylvania by which it is declared, "that the tariff of eighteen hundred and twenty-eight accords with the spirit of the constitution of the United States, and that it maintains the true principles of protection to the industry of the country against foreign policy and legislation;" and also in the opinion of the General Assemblies of the States of Louisiana and Vermont, in which they have declared the law of 1828, on the tariff, to be expedient and harmless to the southern States.

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Resolved, That the construction of works of internal improvement by Congress, is, in the opinion of this General Assembly, not only within the constitutional powers of the Congress of the United States, but that the exercise of such power is highly expedient.

Resolved further, That the Governor of this State be requested to transmit copies of the above resolutions to our Representative and our Senators in Congress; and also to forward a copy to the Governors of the several States, with a request that they will lay the same before their respective Legislatures.

Adopted: January 12, 1831.

JOSHUA BURTON,
Speaker of the House of Representatives.

P. SPRUANCE, Jr.
Speaker of the Senate.

STATE OF DELAWARE, ss.

Office of the Secretary of State,
Georgetown, Delaware, March 4, 1831.

I certify the foregoing to be a true copy of the original roll, remaining on file in this office.

CALEB S. LAYTON,
Secretary of State.

[No. V.]

EXECUTIVE DEPARTMENT,
Georgetown, March 4th, 1831.

Sir—

I have the honor, herewith, to transmit to your Excellency a copy of the Resolutions of the General Assembly of the State of Delaware, in relation to the surviving officers and soldiers of the Revolutionary army, &c.

Very respectfully,
I have the honor to be
Your obedient servant,
DAVID HAZZARD.

To His Excellency the Governor of the State of New-York.

In the Legislature of the State of Delaware, at the January session thereof, in the year of our Lord one thousand eight hundred and thirty-one.

The committee to whom was referred so much of the Governor's Message as relates to the surviving officers and soldiers of the Revolutionary army, who are not entitled to pensions under any existing law, beg leave to report:

That, having examined the memorial signed on behalf of the surviving officers and soldiers of the war of the Revolution, from the

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commencement of hostilities, in 1775, to the first day of October, 1780, the period at which the new organization of the army took place—Your committee is deeply impressed with the importance of the services rendered by the memorialists, and which were prompted by a spontaneous and disinterested patriotism. Your committee would, therefore, recommend the adoption of the following resolutions:—

Resolved by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That the Legislature of this State do fully accord with His Excellency, and with the sentiments expressed in the memorial by him alluded to: and that they feel that not only a debt of gratitude and respect is due to those venerable patriots of the Revolution, but that liberal and ample compensation should be awarded them; and that our Senators in Congress be instructed, and our Representatives requested, to use all proper means for effecting an object at once so laudable, so reasonable and so just.

Resolved, That His Excellency the Governor be, and he is hereby requested to forward a copy of the above preamble and resolution to each of our Senators, and to our Representative in Congress.

Adopted at Dover, January 27, 1831.

JOSHUA BURTON,
Speaker of the House of Representatives.

P. SPRUANCE, Jun.
Speaker of the Senate.

The State of Delaware, ss.

Office of the Secretary of State,
Georgetown, Delaware, March 4th, 1831.

I certify the foregoing to be a true copy of the original roll, remaining on file in this office.

CALEB S. LAYTON,
Secretary of State.

[No. VI.]

EXECUTIVE DEPARTMENT,
Georgetown, March 4th, 1831.

Sir—

I have the honor, herewith, to transmit to your Excellency, the following resolutions of the General Assembly of the state of Delaware, relative to the Public Lands of the United States.

Very respectfully, I have the honor to be,
Your obedient servant,
DAVID HAZZARD.

To His Excellency the Governor of the State of New-York.

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IN THE GENERAL ASSEMBLY, }
January Session, 1831. }

The committee to whom was referred so much of the Governor's message as relates to the distribution of the revenue arising from the sale of the Public Lands of the Union among the several States for the purpose of education, &c. report:

That the citizens of this State view with deep solicitude the efforts lately made in the National Legislature to deprive the Atlantic States of their just and equitable rights to the Public Lands of the Union—Rights which they claim to hold in common with all the States, and which were asserted by, and conceded to them at the laying of the foundation of the Constitution of the Union. It is an inheritance which they claim as the purchase of their treasures and of their blood, and is too highly appreciated by them, to be relinquished without an equivalent, and too dearly bought to be wantonly lavished away.

The citizens of Delaware have beheld with pain and anxiety, attempts which have lately been made in Congress thus to deprive them of a conceded right, and dissipate the revenue derivable from those lands by forcing sales within a short period of time and at mere nominal prices. They consider such a scheme as nothing less than a virtual alienation of their right, and a wanton sacrifice of their interest to the cupidity and avarice of speculators, many of whom it would seem are as mercenary and unprincipled in their views, as they are active and vociferous in their support of them. The people of Delaware look forward to the time when the National debt shall have been liquidated (to the payment of which, the revenue accruing from the sales of Public Lands is pledged) as a suitable and auspicious period, after which the said revenue may be distributed among the several States of the Union for the purpose of extending the means of education, and thereby promoting the general welfare of the Union, strengthening its bands and perpetuating its blessings. Your committee would, therefore, recommend the adoption of the following resolutions:—

Resolved by the Senate and House of Representatives of the State of Delaware in General Assembly met, That this Legislature views with a jealous eye every attempt to make a partial distribution of the Public Lands of the Union among the States, whether by direct grant to a State, or by nominal sales at reduced prices to the citizens thereof.

Resolved, That in the opinion of this General Assembly the revenue arising from the sale of the Public Lands of the Union, ought to be distributed among the several States, for the purpose of extending the means of education throughout the Republic, as soon as the liquidation of the National debt shall warrant the same.

Resolved, That our Senators and our Representatives in the National Legislature be and they are hereby requested to exert themselves to procure such an appropriation of the funds available from the sales of those lands, as shall foster and promote the cause of education throughout the Union.

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Resolved, That this General Assembly do approve most heartily, the manly and able stand maintained by our Representation in the Senate of the United States, in defending and sustaining the right and interest of the State, upon the question of the disposal of the western dominions of the Union.

Resolved, That the foregoing report and resolutions be signed by the Speakers of the Senate and of the House of Representatives respectively, and that a copy be transmitted to each of our Senators and to our Representatives in Congress, and that the Executive of each state be furnished with a copy by the Governor, and requested to lay the same before their respective legislatures.

Adopted at Dover, January 28, 1831.

JOSHUA BURTON,
Speaker of the House of Representatives.

P. SPRUANCE, Jr.
Speaker of the Senate.

The State of Delaware, ss.

OFFICE OF THE SECRETARY OF STATE,
Georgetown, (Delaware,) March 4, 1831.

I certify the foregoing to be a true copy of the original roll, remaining on file in this office.

CALEB S. LAYTON,
Secretary of State.

(No. VII.]

EXECUTIVE DEPARTMENT,
Georgetown, March 4th, 1831.

Sir—

I have the honor herewith to transmit to your Excellency, the following Resolutions of the General Assembly of the State of Delaware, relative to the amendments of the Constitution of the United States, proposed by the General Assemblies of the States of Louisiana and Missouri, and to request the same to be laid before the Legislature of the State over which you reside.

Very respectfully, sir,
I have the honor to be
Your obedient servant,
DAVID HAZZARD,
Governor of the State of Delaware.

To His Excellency the Governor of New-York.

In the Legislature of the State of Delaware, at the January session thereof, in the year of our Lord one thousand eight hundred and thirty-one.

The committee to whom was referred that part of the Governor's Message which relates to the amendments proposed by the General Assembly of Louisiana and Missouri, to the Constitution of the

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United States, have given to the subject their serious consideration, and it is the opinion of the committee that it is inexpedient at this time to make the proposed alterations. They therefore respectfully recommend the adoption of the following resolutions:

Resolved by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That this General Assembly does not concur with the General Assembly of the State of Louisiana, in the proposal to amend the Constitution of the United States, so as to extend the term of office of President and Vice-President to six years, and to render the President ineligible.

Resolved by the authority aforesaid, That this General Assembly does not concur with the General Assembly of the State of Missouri in the proposal to amend the Constitution of the United States, so as to provide a uniform mode of electing the President and Vice-President of the United States, without the intervention of electors, and that the election of President and Vice-President should, in no case whatever, be submitted to the decision of the House of Representatives of the United States.

Resolved, That His Excellency the Governor be requested to forward copies of the foregoing resolutions to the executives of the several states, with a request that they be laid before their respective legislatures.

Adopted at Dover, January 28, 1831.

JOSHUA BURTON,
Speaker of the House of Representatives.

P. SPRUANCE, Jun.
Speaker of the Senate

The State of Delaware, ss.

SECRETARY'S OFFICE,
Georgetown, Delaware, March 4th, 1831.

I certify the foregoing to be a true copy of the original roll, as the same remains on file in this office.

CALEB S. LAYTON,
Secretary of State.

Ordered, That the message of his Excellency the Governor be committed to a committee of the whole, and that four times the usual number of copies be printed.

On motion of Mr. Allen,

Resolved, That the several clergymen of this city, having congregations under their charge, be requested to attend as chaplains to the Senate during the present session, alternately.

On motion of Mr. Sherman,

Resolved, That the clerk be and he is hereby directed to furnish, at the expense of the State, to each member of the Senate, such newspapers as they may direct, not exceeding the price of two daily papers.

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On motion of Mr. Beardsley,

Resolved, (if the Assembly concur herein,) That the trustees of the Capitol procure a carpet for the Supreme Court room, and that the Legislature will provide for the payment of the same.

Ordered, That the clerk deliver a copy of said resolution to the Assembly.

On motion of Mr. Tallmadge,

Resolved, That, in addition to the ordinary standing committees, there be appointed a standing committee on rail-roads.

Mr. Sherman moved the following resolution:

Resolved, (if the Assembly concur herein,) That the joint rules of the Senate and Assembly, which were in force at the last session of the Legislature, be adopted for the government of the two houses during the present session.

Ordered, That the said resolution be laid on the table.

On motion of Mr. McLean,

Ordered, That when the Senate adjourns, it will adjourn to meet again at eleven o'clock to-morrow morning, and continue to meet at that hour till otherwise ordered.

The Senate then adjourned until 11 o'clock to-morrow morning.

WEDNESDAY, 11 *O'CLOCK*, *A. M.—JANUARY* 4, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard presented the petition of John and Mathew Pratt, praying for relief in relation to a surplus on the sale of land; which was read, and referred to the Comptroller.

Mr. Maynard also presented two several petitions for the construction of a canal from the Erie canal to the Oneida lake; which were read, and referred to the committee on canals.

Mr. Westcott presented the petition of sundry inhabitants of the town of Newburgh, for the incorporation of the Newburgh whaling company; which was read, and referred to a select committee, consisting of the members attending the Senate from the second senate district.

Mr. Quackenboss presented the petition of Erastus Corning, Barnum Whipple, and others, for an act to incorporate the Hudson river coal company; which was read, and referred to a select committee, consisting of Mr. Quackenboss, Mr. Sherman and Mr. Rexford.

Mr. Gere asked for and obtained leave of absence for Mr. Deitz, for four days.

Mr. Tallmadge asked for and obtained leave of absence for Mr. Beardsley for five days.

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On motion of Mr. McLean,

Resolved, That the clerk of the Senate furnish to each member and officer thereof, a Legislative Manual, containing the constitutions of the United States and the State of New-York; articles of confederation of the States; the statute relating to applications to the Legislature; order of business of the Senate and Assembly; rules and orders of the Senate and Assembly, &c.; standing and select committees of both houses of the Legislature; list of salary officers, with their respective salaries; list of towns and counties in the State; a list of banks and insurance companies; United States' census of this State, and the aggregate thereof in the several States: list of tolls received on the canals in 1830 and '31; rules of the Court of Errors; a calendar, and a map of the State.

The Senate then took up the consideration of the following resolution, which was agreed to:

Resolved, (if the Assembly concur herein,) That the joint rules of the Senate and Assembly, which were in force at the last session of the Legislature, be adopted for the government of the two houses during the present session.

Ordered, That the clerk deliver a copy of said resolution to the Assembly.

The Senate then resolved itself into a committee of the whole, on the message of his Excellency the Governor; and after sometime spent thereon, Mr. President resumed the chair, and Mr. Westcott, from said committee, reported, that the committee had agreed to a certain resolution, in the words following, to wit:

Resolved, That so much of the message of his Excellency the Governor, as relates to canals and internal improvements by means of canals, be referred to the standing committee on canals.

That so much thereof as relates to rail-roads and internal communication by means of rail-roads, be referred to the standing committee on rail-roads.

That so much thereof as relates to public highways, be referred to the standing committee on roads and bridges.

That so much thereof as relates to the funds and revenue of the State, be referred to the standing committee on finance.

That so much thereof as relates to the higher seminaries of learning, to common schools, to a system of infant instruction, and to institutions combining mechanical labor with instructions in the sciences, be referred to the standing committee on literature.

That so much as relates to state prisons, prison discipline, county prisons, and a penitentiary for female convicts, be referred to the standing committee on state prisons.

That so much thereof as relates to the county poor-house system and insane poor, be referred to a select committee.

That so much thereof as relates to the criminal code, to imprisonment for debt, and amendments to the constitution, be referred to the standing committee on the judiciary.

That so much thereof as relates to the militia, be referred to the standing committee on the militia.

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That so much thereof as relates to agriculture and agricultural societies, be referred to the standing committee on agriculture.

That so much thereof as relates to the survivors of the revolutionary war, be referred to a select committee.

Which report was agreed to by the Senate.

Thereupon,

Resolved, That so much of the message of his Excellency the Governor, as relates to canals and internal improvements by means of canals, be referred to the standing committee on canals.

That so much thereof as relates to rail-roads and internal communication by means of rail-roads, be referred to the standing committee on rail-roads.

That so much thereof as relates to public highways, be referred to the standing committee on roads and bridges.

That so much thereof as relates to the funds and revenue of the State, be referred to the standing committee on finance.

That so much thereof as relates to the higher seminaries of learning, to common schools, to a system of infant instruction, and to institutions combining mechanical labor with instructions in the sciences, be referred to the standing committee on literature.

That so much as relates to state prisons, prison discipline, county prisons, and a penitentiary for female convicts, be referred to the standing committee on state prisons.

That so much thereof as relates to the county poor-house system and insane poor, be referred to a select committee, consisting of Mr. Sherman, Mr. Bronson and Mr. Deitz.

That so much thereof as relates to the criminal code, to imprisonment for debt and amendments to the constitution, be referred to the standing committee on the judiciary.

That so much thereof as relates to the militia, be referred to the standing committee on the militia.

That so much thereof as relates to agriculture and agricultural societies, be referred to the standing committee on agriculture.

That so much thereof as relates to the survivors of the revolutionary war, be referred to a select committee, consisting of Mr. Fisk, Mr. Fuller and Mr. Rexford.

Then the Senate adjourned until 11 o'clock to-morrow morning.

THURSDAY, 11 *O'CLOCK*, *A. M.—JANUARY* 5, 1832.

The Senate met pursuant to adjournment.

Mr. Cropsey, a senator elect from the first senate district, appeared in the Senate Chamber, and having taken and subscribed, before his honor Edward P. Livingston, Lieutenant-Governor, the oath required by law, took his seat.

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Mr. Armstrong presented the petition of sundry inhabitants of the towns of Sodus, Wolcott and Port-Bay, praying for the extension of the charter of the Sodus Bay bridge company; which was read, and referred to the committee on roads and bridges.

Mr. Westcott presented the petition of sundry merchants, millers, tow-boat and sloop owners, and others, dealers in grain, in the towns of Newburgh, New-Windsor and Cornwall, in the county of Orange, praying for the passage of a law authorising the appointment of a measurer-general of grain in the city of New-York; which was read, and referred to a select committee, consisting of Mr. Westcott, Mr. Allen and Mr. Quackenboss.

Mr. President announced from the chair the standing committees.

Thereupon,

Ordered, That Mr. Hubbard, Mr. Sherman and Mr. Fuller, be a committee on claims.

Ordered, That Mr. Bronson, Mr. Dodge and Mr. Fisk, be a committee on finance.

Ordered, That Mr. Beardsley, Mr. Tallmadge and Mr. Edmonds, be a committee on the judiciary.

Ordered, That Mr. Foster, Mr. Deitz and Mr. Gere, be a committee on the militia.

Ordered, That Mr. Edmonds, Mr. Hubbard and Mr. Armstrong, be a committee on canals.

Ordered, That Mr. Westcott, Mr. Lynde and Mr. Halsey, be a committee on roads and bridges.

Ordered, That Mr. McLean, Mr. Mather and Mr. Lansing, be a committee on Literature.

Ordered, That Mr. Macdonald, Mr. Allen and Mr. Seward, be a committee on the state prisons.

Ordered, That Mr. Allen, Mr. Beardsley and Mr. Eaton, be a committee on banks and insurance companies.

Ordered, That Mr. Dodge, Mr. Conklin and Mr. McDowell, be a committee on the division of counties and towns.

Ordered, That Mr. Rexford, Mr. Gere and Mr. Cropsey, be a committee on agriculture.

Ordered, That Mr. Armstrong, Mr. Quackenboss and Mr. Cary, be a committee on manufactures.

Ordered, That Mr. McDowell, Mr. McLean and Mr. Westcott, be a committee on privileges and elections.

Ordered, That Mr. Mather, Mr. Seward and Mr. Foster, be a committee on enrolled bills.

Ordered, That Mr. Lansing, Mr. Conklin and Mr. Birdsall, be a committee on Indian affairs.

Ordered, That Mr. Tracy, Mr. Macdonald and Mr. Cropsey, be a committee on expiring laws.

Ordered, That Mr. Eaton, Mr. Cary and Mr. Quackenboss, be a committee on expenditures.

Ordered, That Mr. Maynard, Mr. Sherman and Mr. Birdsall, be a committee on the incorporation of cities and villages.

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Ordered, That Mr. Tallmadge, Mr. Maynard and Mr. Halsey, be a committee on rail-roads.

Mr. Rexford, from the select committee on the petition of sundry inhabitants of Newburgh, reported, that they had prepared a bill entitled "An act to incorporate the Newburgh whaling company;" which, by leave, was brought in, and read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

A report was received from the Adjutant-General, agreeable to the several resolutions of the Senate of the 21st and 23d of April last; which was read, and referred to the committee on the militia.

[*See Senate Document No.* 4.]

Ordered, That double the usual number of copies of said report be printed, and that 250 copies in addition be printed, to be delivered to the Adjutant-General for distribution.

A copy of a resolution was received from the Assembly, informing, that they had concurred in the resolution of the Senate of yesterday, that the joint rules of the Senate and Assembly of the last session, be adopted for the government of the two houses during the present session.

A copy of a resolution was received from the Assembly, informing, that they had concurred in the resolution from the Senate, for procuring a carpet for the Supreme Court room, with an amendment, by adding "and the court room occupied by the Chancellor."

Resolved, That the Senate concur with the Assembly in their said amendment.

Ordered, That the clerk deliver a copy of the said resolution to the Assembly.

On motion of Mr. Armstrong,

Resolved, (if the Assembly concur herein,) That on Monday next at twelve o'clock at noon, the Legislature proceed to the choice of a Canal Commissioner, to supply the vacancy caused by the resignation of Henry Seymour, Esq.

Ordered, That the clerk deliver a copy of said resolution to the Assembly.

Mr. Allen asked for and obtained leave of absence for Mr. Sherman for six days.

Mr. Lynde asked for and obtained leave of absence for Mr. Mather for two weeks.

Mr. Allen gave notice that he would at some future day ask leave to introduce a bill respecting the loan-offices of the city and county of New-York.

Then the Senate adjourned until 11 o'clock to-morrow morning.

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FRIDAY, 11 *O'CLOCK*, *A. M.—JANUARY* 6, 1832.

The Senate met pursuant to adjournment.

Mr. Foster presented the petition of John Sergeant, praying for compensation for services rendered for the State as its agent, in the purchase of land for the State, for the purpose of removing the New-York Indians to Michigan; which was read, and referred to the committee on claims.

Mr. Quackenboss presented the petition of the inhabitants of Catskill and Athens, for an act to incorporate the Catskill and Athens turnpike road company; which was read, and referred to the committee on roads and bridges.

Mr. Maynard presented the petition of John Jacob Astor and others, for an incorporation for the construction of a rail-road from Schenectady to Buffalo; which was read, and referred to the committee on rail-roads.

A copy of a resolution was received from the Assembly, informing, that they had concurred in the resolution of the Senate, appointing Monday next, at noon, as the day on which the Legislature will proceed to the election of a canal commissioner, in the place of Henry Seymour, Esq. resigned.

Mr. Maynard gave notice that he would, hereafter, ask leave to bring in a bill, entitled "An act for the improvement of the literature fund."

Thereupon,

Mr. Maynard, by unanimous consent, brought in said bill; which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee of the whole.

Ordered, That the said bill be printed.

On motion of Mr. Fuller,

Resolved, That the Attorney-General submit to the Senate, an opinion on the legal effect of the provision in section eight, at page 600 of the 1st volume of the Revised Statutes, on acts of incorporation, in cases where the acts themselves contain no such provision: And also an opinion on the legal effect of those provisions, by which the Legislature reserves to itself the right to alter, modify or annul certain acts, in cases where such reservation is contained within the act.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Newburgh whaling company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McLean, from the said committee, reported progress, and asked for and obtained leave to sit again.

The annual report of the trustees of the State Library was received and read, and referred to the committee on literature.

[*See Senate Document No.* 3.]

Then the Senate adjourned until 11 o'clock to-morrow morning.

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SATURDAY, 11 *O'CLOCK*, *A. M.—JANUARY* 7, 1832.

The Senate met pursuant to adjournment.

Mr. Fisk presented the petition of Elkanah Watson, Richard Keese, and others, to renew the charter of the Great Au Sable rail-road company; which was read, and referred to the committee on rail-roads.

Mr. Edmonds presented the petition of George Kinsella, praying for compensation for damages sustained by the construction of the Erie canal through Schenectady; which was read, and referred to the committee on canals.

Mr. Edmonds also presented the petition of the mayor, recorder and common council of the city of Albany, praying to be exempt from certain provisions of the statute relating to the poor; which was read, and referred to the select committee on that part of the Governor's message which relates to the county poor-house system and to insane poor.

A communication from the Comptroller relative to the clerks employed for the last year, and their compensation, was received, and read in the words following, to wit:

COMPTROLLER'S OFFICE,
Albany, 6th January, 1832.

The Hon. EDWARD P. LIVINGSTON,
President of the Senate.

Sir—Herewith I have the honor to transmit to the honorable the Senate the report required from this office by section ten, of title one, of chapter nine of the first part of the Revised Statutes.

With great respect,
I am your obedient ser'vt.
SILAS WRIGHT, Jr.

[*See Senate Document No.* 10.]

Ordered, That said communication be referred to the committee on finance.

Mr. Allen, pursuant to previous notice, asked for and obtained leave to bring in a bill, entitled "An act respecting the loan-offices of the city and county of New-York."

Thereupon,

Mr. Allen brought in said bill; which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the judiciary.

Mr. Edmonds gave notice that he would, hereafter, ask leave to introduce a bill to repeal such part of the Revised Statutes as relates to the disqualification of judges by reason of consanguinity or affinity.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Newburgh

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whaling company;" and after sometime spent thereon, Mr. President resumed the chair, and Mr. McLean, from said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

Then the Senate adjourned until 11 o'clock on Monday morning next.

MONDAY, 11 *O'CLOCK*, *A. M.—JANUARY* 9, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard presented the petition of sundry inhabitants of Utica, for a rail-road from Schenectady to Buffalo; which was read, and referred to the committee on rail-roads.

Mr. Maynard presented a petition from a number of inhabitants of Broome county, praying for the construction of the Chenango canal; which was read, and referred to the committee on canals.

Mr. Foster presented two several petitions of inhabitants of the town of Lebanon, and of the town of Hamilton, praying for the passage of a law authorising the construction of the Chenango canal; which were read, and referred to the committee on canals.

Mr. Foster also presented the petition of sundry inhabitants of the counties of Oneida and Oswego, in relation to the Oneida lake canal; which was read, and referred to the committee on canals.

Mr. Macdonald presented the memorial of the yearly meeting of the Society of Friends, for the repeal or modification of sections four and five, title one, of the thirteenth chapter of the Revised Statutes, in relation to exempting ministers of the gospel from certain taxation; which was read, and referred to the committee on the judiciary.

A report was received from the Comptroller on the petition of John Pratt and Matthew Pratt; which was read, and, together with the petition, ordered to be referred to the committee on claims.

[*See Senate Document No.* 15.]

Mr. McLean asked for and obtained leave of absence for Mr. Bronson for ten days.

Mr. Seward gave notice that he would, at some future day, ask leave to introduce a bill to amend the Revised Statutes in relation to the jurisdiction of surrogates.

On motion of Mr. Allen,

Resolved, That the Attorney-General report to the Senate his opinion, whether the Comptroller is authorised by the act to create a fund for the benefit of the creditors of certain monied corporations, and for other purposes, passed the 2nd of April, 1829, to pay from the capital of said fund the salaries allowed by said act to the Bank

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Commissioners; the seventh section of which act provides, that the income arising from said fund, after deducting *thereout* the salaries of the Bank Commissioners, shall annually be paid by the Comptroller to the several corporations by which the said fund shall be created, in proportion to the amount which each of the said corporations shall have contributed thereto.

Mr. Foster, from the committee on enrolled bills, reported the bill entitled "An act to incorporate the Newburgh whaling company," as correctly engrossed.

Thereupon,

The said bill was read the third time.

On motion of Mr. Maynard,

Ordered, That said bill be recommitted to a committee of the whole.

The Senate then again resolved itself into a committee of the whole on said bill; and after some time spent thereon, Mr. President resumed the chair, and Mr. McLean, from the said committee, reported the same with amendments.

Thereupon,

Mr. Fuller moved to amend the said report, by inserting as the tenth and eleventh sections thereof, two sections, in the words following, to wit:

§ 10. The stockholders and directors of the said corporation shall be jointly, severally and personally liable for the payment of all debts contracted by the said corporation or by their agents: and any person or persons having any demand against said corporation, may sue any stockholder, director or directors, in any court having cognizance thereof, and recover the same with costs.

§ 11. Before suit shall be commenced upon any demand under the preceding section of this act, judgment shall have been obtained against said company upon such demand, and execution issued thereon and returned unsatisfied, in whole or in part, or the said corporation shall have been dissolved.

Mr. President put the question on agreeing to said motion, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Allen	Mr. Dodge	Mr. Maynard	
Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Birdsall	Mr. Hubbard	Mr. Quackenboss	
Mr. Conklin	Mr. Lansing	Mr. Rexford	
Mr. Cropsey	Mr. Macdonald	Mr. Westcott	
Mr. Deitz			16

FOR THE AFFIRMATIVE.

Mr. Cary	Mr. Fuller	Mr. Seward	
Mr. Foster	Mr. Lynde		5

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Thereupon,

The Senate agreed to the report of the committee of the whole, and the bill was ordered to be re-engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act for the improvement of the Literature Fund:" and after some time spent thereon, Mr. President resumed the chair, and Mr. Birdsall, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then, pursuant to the concurrent resolution of the Senate and Assembly of the 5th of January, designating this day for the appointment of a Canal Commissioner, in the place of Henry Seymour, Esq., proceeded to make a nomination on their part, when each member present openly nominated as follows:

For JONAS EARLL, JR.

Mr. Allen	Mr. Dodge	Mr. Macdonald	
Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Conklin	Mr. Foster	Mr. Quackenboss	
Mr. Cropsey	Mr. Hubbard	Mr. Rexford	
Mr. Deitz	Mr. Lansing	Mr. Westcott	15

For AMOS P. GRANGER.

Mr. Birdsall	Mr. Fuller	Mr. Maynard	
Mr. Cary	Mr. Lynde	Mr. Seward	6

Thereupon,

Resolved, That Jonas Earll, Jr. of the county of Onondaga, be nominated on the part of the Senate, Canal Commissioner of this State, in the place of Henry Seymour, Esq. resigned.

On motion of Mr. Armstrong,

Resolved, (if the Assembly concur,) That the Senate will immediately meet the Assembly in the Assembly Chamber, to compare their respective nominations of a Canal Commissioner of this State, in the place of Henry Seymour, Esq. resigned.

Ordered, That the clerk deliver a copy of said resolution to the Assembly.

A copy of a resolution was received from the Assembly, informing, that they would immediately meet the Senate in the Assembly Chamber, to compare their respective nominations of a Canal Commissioner, to supply the place of Henry Seymour, Esq. resigned.

Mr. President accordingly left the chair, and, with the Senate, proceeded to the Assembly Chamber to meet the Assembly: and on comparing their respective nominations, they were found to agree in the name of Jonas Earll, Jr. as Canal Commissioner; and the President thereupon announced and declared the said Jonas Earll, Jr. to be duly appointed a Canal Commissioner, to fill the vacancy occasioned by the resignation of Henry Seymour, Esq. And,

Thereupon,

The Senate having returned to the Senate Chamber, the President announced the said proceedings to have taken place.

Then the Senate adjourned until 11 o'clock to-morrow morning.

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TUESDAY, 11 *O'CLOCK*, *A. M.—JANUARY* 10, 1832.

The Senate met pursuant to adjournment.

Mr. Halsey, a member elected at the last election in the seventh senate district of this State, appeared in the Senate Chamber, and having taken and subscribed, before his honor Edward P. Livingston, Lieutenant-Governor, the oath required by law, took his seat.

Mr. Maynard presented two several petitions of sundry freeholders and inhabitants of the county of Chenango, praying for the passage of a law authorising the construction of the Chenango canal; which were read, and referred to the committee on canals.

Mr. Lynde presented the petition of the freeholders and inhabitants of the town of Cincinnatus, Cortland county, praying for the passage of a law authorising the construction of the Chenango canal; which was read, and referred to the committee on canals.

A report was received from the Attorney-General, concerning the power of the Legislature over corporations, agreeable to the resolution of the Senate of Thursday last.

[*See Senate Document No.* 8.]

Ordered, That said report be referred to the committee on the judiciary.

Mr. Foster, from the committee on enrolled bills, reported two bills as correctly engrossed, of the following titles, to wit:

"An act for the improvement of the literature fund:"

"An act to incorporate the Newburgh whaling company."

Thereupon,

The said engrossed bill, entitled "An act for the improvement of the literature fund," was read the third time and passed.

Ordered, That the clerk deliver said bill to the Assembly and request their concurrence to the same.

On motion of Mr. Westcott,

Ordered, That the said engrossed bill, entitled "An act to incorporate the Newburgh whaling company," be laid on the table.

After the consideration of executive business, the Senate adjourned until 11 o'clock to-morrow morning.

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WEDNESDAY, 11 *O'CLOCK, A. M.—JANUARY* 11, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard presented the petition of the corporation of the village of Utica, praying for an alteration of its charter; which was read, and referred to the committee on cities and villages.

Mr. Lansing presented the petition of sundry inhabitants of the counties of Jefferson, Lewis, St. Lawrence, Oswego and Oneida, for the incorporation of a company to construct a rail-road from Watertown, in the county of Jefferson, to Rome, in the county of Oneida, with liberty to continue the same from Watertown to Lake Ontario or the river St. Lawrence, with a capital of five hundred thousand dollars; which was read, and referred to the committee on rail-roads.

Mr. Foster presented the petition of sundry inhabitants of Oneida, Onondaga, Oswego and Madison, praying for the opening a navigable water from the Erie canal to the Oneida lake; which was read, and referred to the committee on canals.

Mr. Foster also presented the petition of John I. Campbell, praying for compensation for a lot of land purchased by him of the State, and which was afterwards sold by the State for arrears of interest, (without having been advertised according to law,) and patented to the purchaser; which was read, and referred to the Commissioners of the Land-Office.

A report was received from the Attorney-General, agreeable to the resolution of the Senate of Monday last, in relation to the payment of the salaries of the Bank Commissioners; which was read, and referred to the committee on banks and insurance companies.

[*See Senate Document No.* 9.]

A bill was received from the Assembly for concurrence, entitled "An act to authorise the superintendents of the poor in the county of Broome to sell land;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

A bill was received from the Assembly for concurrence, entitled "An act authorising the board of supervisors of the county of Monroe to raise money to complete the jail of said county;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the eighth senate district.

A copy of a resolution from the Assembly was read, in the words following, to wit:

Resolved, (the Senate concurring,) That the senators be instructed, and the representatives of this State in the Congress of the United States be requested, to use their exertions to obtain the passage of a general bankrupt law, to operate equally throughout the United States.

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Ordered, That said resolution lie upon the table.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to authorise the superintendents of the poor of the county of Broome to sell land;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Armstrong, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

Then the Senate adjourned until 11 o'clock to-morrow morning.

THURSDAY, 11 *O'CLOCK*, *A. M.—JANUARY* 12, 1832.

The Senate met pursuant to adjournment.

Mr. Fisk presented the petition of the Waterford and Whitehall turnpike company, praying for an act to extend their charter, and to construct a rail-road; which was read, and referred to the committee on rail-roads.

Mr. Westcott, from the committee on roads and bridges, to whom was referred the petition of sundry inhabitants of the towns of Sodus, Port-Bay and Wolcott, made a report thereon, and brought in a bill, entitled "An act to amend and extend the act entitled 'An act to incorporate the Sodus Bay bridge company,' passed April 9, 1819:" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 11.]

Mr. Westcott, from the same committee, to whom was referred the petition of sundry inhabitants of Catskill and Athens, reported, that the committee had prepared a bill, entitled "An act to incorporate the Catskill and Athens turnpike company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Edmonds, from the committee on the judiciary, reported without amendment, the bill entitled "An act respecting the loan offices in the city of New-York;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

The annual report of the inspectors of the Mount-Pleasant state prison was received, and read, and referred to the committee on state prisons.

[*See Senate Document No.* 14.]

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

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"An act to amend the fourth title of chapter seventh of the third part of the Revised Statutes, entitled 'Of the trial of issues of fact:'"

"An act to amend the act entitled 'Of courts held by justices of the peace:'"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on the judiciary.

A bill was received from the Assembly for concurrence, entitled "An act relating to bridges in the county of Albany;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

A bill was received from the Assembly for concurrence, entitled "An act to revive and amend the act entitled 'An act to authorise the building of a toll bridge over the Hudson river,' passed 2d of April, 1825, and the act amendatory thereof, passed May 2, 1829;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on roads and bridges.

Ordered, That the concurrent resolution of the Assembly, in relation to a general bankrupt law, be referred to the committee on the judiciary.

On motion of Mr. Cropsey,

Resolved, That the Attorney-General submit to the Senate an opinion on the following questions relative to grants of lands which have heretofore or may hereafter be given by the Commissioners of the Land-Office, under the act authorising them to grant land under water around the county of Richmond: 1st. What rights and privileges are given to the holders of those grants; and 2d. How far the public rights and privileges heretofore enjoyed for fishing and other purposes, are affected by grants so given.

A communication was received from the Surveyor-General, relative to certain lands belonging to the State along Wood creek, in the county of Oneida; and also relative to certain duties required of him whenever a county or town is erected or altered, which was read, and referred to the committee on finance.

[*See Senate Document No.* 12.]

The bill from the Assembly, entitled "An act to authorise the superintendents of the poor of the county of Broome to sell land," was read the third time and passed.

Ordered, That the clerk deliver said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to amend and extend the act entitled 'An act to incorporate the Sodus Bay bridge company,' passed April 9, 1819;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported progress, and asked for and obtained leave to sit again.

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The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act relating to bridges in the county of Albany;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Fisk, from the said committee, reported progress, and asked for leave to sit again; which was denied.

Ordered, That the said bill be referred to the committee on roads and bridges.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act respecting the loan-offices in the city of New-York;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported the same without amendment.

Thereupon,

Mr. Foster moved to amend said report, by striking out the first section of the bill; which was agreed to, and the bill ordered to be recommitted to a committee of the whole.

The Senate then again resolved itself into a committee of the whole, on the said bill; and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported said bill with amendments.

Thereupon,

Mr. Dodge moved to amend the said report, by striking out the first section thereof, in the words following, to wit:

§ 1. It shall be lawful for the loan-officers of the city and county of New-York, to assign and restore to any person or corporate body, their heirs and assigns, on their paying the principal and interest due thereon, all mortgages on lands which may have been mortgaged to said loan-officers and their predecessors in office, which have not been cancelled and paid; and thereupon the said assignees, their heirs and assigns, shall be possessed of all the right, title and interest, which the people of the State of New-York and the said loan-officers have in and to the same; and shall be entitled to take all lawful means, in their own name, for the collecting of the money due or to become due thereon, which the said people and the said loan-officers now have or may have for the collection of the same. But the people of this State are in no event to be made liable by such assignment, for the repayment of the principal and interest, or any part thereof, in case the same shall not be recovered of the mortgagor or mortgagors, their heirs or assigns, or from the sale of the premises thus mortgaged.

For the purpose of substituting a section in the words following:

The loan-officers of the city and county of New-York, are hereby directed to transfer to the comptroller of the State, for the use thereof, the several bonds and mortgages in their possession belonging to the State; and the comptroller is hereby authorised, on such transfer being made, to take such means for the collection of the same, or the interest thereof, as the said loan-officers themselves could have done: the payment of the interest and principal of said loans shall thereafter be made to the comptroller.

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Mr. President put the question on agreeing to said motion, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Allen	Mr. Edmonds	Mr. Maynard	
Mr. Armstrong	Mr. Fisk	Mr. McDowell	
Mr. Beardsley	Mr. Foster	Mr. McLean	
Mr. Birdsall	Mr. Fuller	Mr. Quackenboss	
Mr. Cary	Mr. Hubbard	Mr. Rexford	
Mr. Conklin	Mr. Lansing	Mr. Seward	
Mr. Cropsey	Mr. Macdonald	Mr. Westcott	
Mr. Deitz			22

FOR THE AFFIRMATIVE.

Mr. Dodge	Mr. Halsey	Mr. Lynde	3

Thereupon,

The Senate agreed to the report of the committee of the whole, and the bill was ordered to be engrossed for a third reading.

Then the Senate adjourned until 11 o'clock to-morrow morning.

FRIDAY, 11 *O'CLOCK*, *A. M.—JANUARY* 13, 1832.

The Senate met pursuant to adjournment.

Mr. Lansing presented two several petitions from sundry inhabitants of the counties of Jefferson, Lewis, St. Lawrence, Oswego and Oneida, praying for an act to incorporate a company to construct a rail-road from Watertown in Jefferson county, to Rome in the county of Oneida, with liberty to continue the said road to some point on Lake Ontario or the River St. Lawrence, with a capital of $500,000; which were read, and referred to the committee on rail-roads.

Mr. Westcott, from the committee on roads and bridges, reported without amendment the bill from the Assembly, entitled "An act to revive and amend the act entitled 'An act to authorise the building of a toll bridge over the Hudson river,' passed 2d April, 1825, and the act amendatory thereof, passed May 2, 1829;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Fuller, from the select committee on the bill from the Assembly, entitled "An act authorising the board of supervisors of the county of Monroe to raise money to complete the jail of said coun-

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ty," reported the same without amendment; which was committed to a committee of the whole.

A report was received from the superintendent of the salt springs; which was read, and referred to the committee on finance.

[*See Senate Document No.* 13.]

On motion of Mr. Allen,

Ordered, That double the usual number of copies of the report of the superintendent of the state prison at Mount-Pleasant be printed.

Mr. Seward, from the committee on enrolled bills, reported the bill entitled "An act concerning loan-offices in the city and county of New-York," as correctly engrossed.

Thereupon,

The said engrossed bill was read the third time and passed.

The engrossed bill, entitled "An act to incorporate the Newburgh whaling company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Dodge	Mr. Maynard	
Mr. Armstrong	Mr. Edmonds	Mr. McDowell	
Mr. Beardsley	Mr. Fisk	Mr. McLean	
Mr. Birdsall	Mr. Foster	Mr. Quackenboss	
Mr. Cary	Mr. Halsey	Mr. Rexford	
Mr. Conklin	Mr. Hubbard	Mr. Seward	
Mr. Cropsey	Mr. Lansing	Mr. Westcott	
Mr. Deitz	Mr. Macdonald		23

FOR THE NEGATIVE.

Mr. Lynde 1

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to amend and extend the act entitled 'An act to incorporate the Sodus Bay bridge company,' passed April 9, 1819;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Catskill an Athens turnpike road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Dodge, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

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The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to revive and amend the act entitled 'An act to authorise the building of a toll bridge over the Hudson river,' passed 2d April, 1825, and the act amendatory thereto, passed May 2d, 1829;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, from the said committee, reported the same without amendment; which was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act authorising the board of supervisors of the county of Monroe to raise money to complete the jail of said county;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Deitz, from the said committee, reported the same without amendment; which was agreed to by the Senate, and the bill ordered to a third reading.

After the consideration of executive business, the Senate adjourned until 11 o'clock to-morrow morning.

SATURDAY, 11 *O'CLOCK, A. M.—JANUARY* 14, 1832.

The Senate met pursuant to adjournment.

Mr. Fuller presented the petition and memorial of sundry inhabitants of Monroe, Livingston and the contiguous counties, for a railroad from Dansville to Rochester; which was read, and referred to the committee on rail-roads.

Mr. Edmonds presented the petition of Henry Thalhimer, for compensation for damages incurred in the construction of the Champlain canal; which was read, and referred to the committee on canals.

Mr. Maynard, from the committee on the incorporation of cities and villages, on the petition of the corporation of the village of Utica, reported a bill entitled "An act to incorporate the city of Utica;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Beardsley, from the committee on the judiciary, to which was referred the bill from the Assembly, entitled "An act to amend the fourth title of chapter seventh of the third part of the Revised Statutes, entitled 'Of the trial of issues of fact,'" reported the same without amendment; which was committed to a committee of the whole.

Mr. Rexford, from the select committee to whom was referred the petition of Erastus Corning, Barnum Whipple and others, reported a bill entitled "An act to incorporate the Hudson river coal company;" which was read the first time, and by unanimous consent,

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was also read a second time, and committed to a committee of the whole.

Mr. Foster, from the committee on enrolled bills, reported two bills as correctly engrossed, of the following titles, to wit:

"An act to incorporate the Catskill and Athens turnpike company;"

"An act to amend and extend the act entitled 'An act to incorporate the Sodus Bay bridge company,' passed April 9, 1819."

Thereupon,

The said engrossed bill entitled "An act to incorporate the Catskill and Athens turnpike company," was read the third time and passed; two-thirds of all the members elected to the Senate, voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Dodge	Mr. Lynde	
Mr. Armstrong	Mr. Edmonds	Mr. Macdonald	
Mr. Beardsley	Mr. Fisk	Mr. Maynard	
Mr. Birdsall	Mr. Foster	Mr. McDowell	
Mr. Cary	Mr. Fuller	Mr. McLean	
Mr. Conklin	Mr. Halsey	Mr. Rexford	
Mr. Cropsey	Mr. Hubbard	Mr. Seward	
Mr. Deitz	Mr. Lansing	Mr. Westcott	24

The said engrossed bill, entitled "An act to amend and extend the act entitled 'An act to incorporate the Sodus Bay bridge company,' passed April 9, 1819," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Dodge	Mr. Lynde	
Mr. Armstrong	Mr. Edmonds	Mr. Macdonald	
Mr. Beardsley	Mr. Fisk	Mr. Maynard	
Mr. Birdsall	Mr. Foster	Mr. McDowell	
Mr. Cary	Mr. Fuller	Mr. McLean	
Mr. Conklin	Mr. Halsey	Mr. Rexford	
Mr. Cropsey	Mr. Hubbard	Mr. Seward	
Mr. Deitz	Mr. Lansing	Mr. Westcott	24

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act authorising the board of supervisors of the county of Monroe to raise money to complete the jail of said county," was read the third time and passed.

Ordered, That the clerk deliver said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The bill from the Assembly, entitled "An act to revive and amend the act entitled 'An act to authorise the building of a toll

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bridge over the Hudson river,' passed 2d April, 1825, and the act amendatory thereof, passed May 2d, 1829," was read the third time.

Ordered, That the said bill lie upon the table.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the city of Utica;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported progress, and asked for and obtained leave to sit again.

A copy of a preamble and resolution from the Assembly was received, and read in the words following, to wit:

Mr. Otis having communicated to this House the decease of Mr. Walker, a member of the Assembly from the county of Clinton; thereupon,

Resolved, That a committee of five be appointed to make the necessary arrangements for the funeral of the deceased, and that this House will attend the same and wear the usual badge of mourning during the remainder of the session, and that the clerk of this House communicate this resolution to the honorable the Senate.

Thereupon,

On motion of Mr. McLean,

Resolved, That the Senate lament the loss the State has sustained in the death of the Hon. John Walker, member of the Assembly from the county of Clinton; and that in testimony of respect for the deceased, the members of the Senate will wear the usual badge of mourning for the remainder of the session, and will in a body attend the funeral.

Resolved, That the Senate will immediately adjourn.

Then the Senate adjourned until 11 o'clock on Monday morning next.

MONDAY, 11 *O'CLOCK*, *A. M.—JANUARY* 16, 1832.

The Senate met pursuant to adjournment.

A copy of a resolution from the Assembly was read, in the words following, to wit:

Resolved, That the clerk communicate a copy of the order of arrangement for the funeral of the Hon. John Walker, late member of Assembly from the county of Clinton.

Order of Arrangement, reported by the committee of the Assembly.

The Assembly will meet in the Assembly Chamber at 3 o'clock P. M. this day, and will proceed to J. Wright's Merchant's Hotel, State-street, the late residence of the deceased.

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The reverend clergy of the city are requested to join in the funeral solemnities, and for that purpose to attend at the time and place last mentioned.

The Chancellor, Justices of the Supreme Court, Circuit Judges who may be in the city, and the State officers, are also requested to attend at the same time and place.

The procession will meet at half past three precisely, and in the following order:

1. The clergy of the city and attending physicians.
2. The hearse and pall bearers.
3. Kelatives of the deceased.
4. Committee of arrangement.
5. The Governor of the State.
6. The Assembly, preceded by its officers.
7. The Senate, preceded by its officers.
8. The Chancellor, Justices of the Supreme Court, and Circuit Judges.
9. The State officers.
10. Citizens and strangers.

On motion of Mr. Seward,

Ordered, That the bill entitled "An act to incorporate the city of Utica," be printed.

On motion of Mr. Maynard,

Ordered, That when the Senate adjourns, it will adjourn to meet at 3 o'clock P. M., to attend the funeral of the Hon. John Walker, late member of the Assembly.

Then the Senate adjourned until 3 o'clock this afternoon.

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3 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

Then the Senate adjourned until 11 o'clock to-morrow morning.

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TUESDAY, 11 *O'CLOCK*, *A. M.—JANUARY* 17, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard presented the memorial of the Oneida Indians, relative to their church; which was read, and referred to the committee on Indian affairs.

Mr. Maynard also presented the petition of the inhabitants of Augusta, in the county of Oneida, for the construction of the Chenango canal; which was read, and referred to the committee on canals.

Mr. Fuller presented a memorial praying for the incorporation of the Dansville and Rochester rail-road company; which was read, and referred to the committee on rail-roads.

Mr. Sherman presented the petition of Nehemiah Merritt of the city of New-York, praying for the passage of an act to enable him to hold and convey real estate; which was read, and referred to the committee on the judiciary.

Mr. Tallmadge presented the petition of sundry inhabitants of Dutchess county, praying for a rail-road from Poughkeepsie to the Connecticut line; which was read, and referred to the committee on rail-roads.

Mr. Tallmadge also presented the petition of the president, directors and company of the Bank of Poughkeepsie, praying for an increase of capital; which was read, and referred to the committee on banks and insurance companies.

Mr. Tallmadge also presented the petition of a convention of delegates at Kingston, for a rail-road from Kingston Point to Owego or Chenango Point; which was read, and referred to the committee on rail-roads.

Mr. Westcott presented the petition of Reuben Ellis, praying for an amendment to an act authorising him to contract with the ordnance department to furnish to this State certain fire arms; which was read, and referred to the committee on the militia.

Mr. Allen presented the petition of Preserved Fish and others, praying that an act may be passed, consolidating in one suit the several actions required to be brought on any bill, note or other written contract; which was read, and referred to the committee on the judiciary.

Mr. Lansing presented five several petitions from sundry inhabitants of the counties of Jefferson, Lewis, Oswego, Oneida and St. Lawrence, for an act to incorporate a company to construct a rail-road from Watertown in the county of Jefferson, to Rome in the county of Ondida, with liberty to continue the same from Watertown to some point on Lake Ontario or the River St. Lawrence, with a capital of $500,000; which was read, and referred to the committee on rail-roads.

Mr. Dodge presented the petition of merchants, millers and dealers in grain in the village of Waterford, praying for a law for the appointment of a measurer-general of grain in the city of New-York;

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which was read, and referred to the select committee appointed on that subject, of which Mr. Westcott is chairman.

Mr. Maynard presented the petition of Ephraim Hart and others, for an alteration of the charter of the Clinton manufacturing company; which was read, and referred to the committee on manufactures.

Mr. Beardsley, from the committee on the judiciary, reported the bill from the Assembly, entitled "An act to amend the act entitled 'Of courts held by justices of the peace,'" without amendment; which was committed to a committee of the whole.

A bill was received from the Assembly for concurrence, entitled "An act to amend the Revised Statutes in relation to the exhibition of shows;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on literature.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Mutual Benefit society of mechanics in the city of New-York;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

A bill was received from the Assembly for concurrence, entitled "An act directing a special circuit court to be held in the county of Oswego;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the judiciary.

A copy of a preamble and resolution was received from the Assembly, in the words following, to wit:

Whereas the Assembly of this State did, at the last session of the Legislature, pass a resolution in the words following, to wit:

Resolved, That the following amendment to the Constitution of this State be proposed, and that the same be referred to the Legislature next to be chosen, and published in pursuance of the provisions of the first section of the eighth article of the said Constitution: At the end of the tenth section of the fourth article of the said Constitution, add the following words: "except in the city of New-York, in which city the mayor shall be chosen annually, by the electors thereof qualified to vote for the other charter officers of the said city, and at the time of the election of such officers."

Whereas the Senate, at the said last session, did concur with the Assembly in their said resolution, by a majority of all the members elected to the said Senate voting in favor thereof:

And whereas the said proposed amendment was entered by the Senate and Assembly on their journals, with the yeas and nays taken thereon, and has been referred to the present Legislature, pursuant to the said first section of the eighth article of the Constitution: Whereas the said proposed amendment has been published pursuant to the said article: Now, therefore, it is

Resolved, That the Assembly do agree to the said amendment.

The said preamble and resolution were read the first time, and by unanimous consent, were also read a second time, and referred to the committee on the judiciary.

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On motion of Mr. Maynard,

***Resolved*, That the committee on canals inquire whether stone for bridges, aqueducts, slope walls, and other uses of the canals of this State, can advantageously be prepared and furnished at the state prisons at Sing-Sing and at Auburn, and if so, that said committee report a bill to effect that object.**

Mr. Dodge gave notice that he would, at some future day, ask for leave to bring in a bill to amend the act incorporating the village of Johnstown.

On motion of Mr. Dodge,

Resolved, That the Comptroller be requested to report to the Senate the amount outstanding of the loans of 1786, 1792 and 1808, in each county of the State, the deficiency if any exists, and to whom chargeable; also the amount of fees paid annually to the loan officers and commissioners respectively, and the interest received from them respectively during the last year.

On motion of Mr. Dodge,

Resolved, That the committee on finance be instructed to inquire as to the expediency of directing the absolute collection of the amount due on the old and new loans, or of transferring the several bonds and mortgages therein, to the Commissioners of Loans in the several counties respectively, or to the Comptroller, or with the consent of the obligee or persons interested therein, to an individual or incorporated company.

Mr. Eaton asked for and obtained leave of absence for Mr. Edmonds for the remainder of the week.

The bill from the Assembly, entitled "An act to revive and amend the act entitled 'An act to authorise the building of a toll bridge over the Hudson river,' passed 2d April, 1825, and the act amendatory thereof, passed May 2d, 1829," with the engrossed amendment, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Eaton	Mr. Maynard	
Mr. Armstrong	Mr. Fisk	Mr. McDowall	
Mr. Beardsley	Mr. Foster	Mr. M'Lean	
Mr. Birdsall	Mr. Fuller	Mr. Quackenboss	
Mr. Cary	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Seward	
Mr. Cropsey	Mr. Hubbard	Mr. Sherman	
Mr. Deitz	Mr. Lynde	Mr. Westcott	
Mr. Dodge	Mr. Macdonald		26

Ordered, That the clerk deliver the said bill to the Assembly, and inform them that the Senate have passed the same with the amendment therewith delivered.

After the consideration of executive business, the Senate adjourned until 11 o'clock to-morrow morning.

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WEDNESDAY, 11 *O'CLOCK, A. M.—JANUARY* 18, 1832.

The Senate met pursuant to adjournment.

Mr. Tallmadge presented the petition of sundry inhabitants of Dutchess county, for a rail-road from Poughkeepsie to the Connecticut line; which was read, and referred to the committee on rail-roads.

Mr. Lansing presented the petition of the president, directors and company of the Jefferson county bank, for an increase of their capital stock; which was read, and referred to the committee on banks and insurance companies.

Mr. Dodge presented the petition of William Long, of Mayfield, for remuneration for loss and damages sustained by him in consequence of being kept out of possession of lot No. 35, in the Sacondaga patent, purchased of the State; which was read, and referred to the committee on claims.

Mr. Fuller presented a petition for the incorporation of the Dansville and Rochester rail-road company; which was read, and referred to the committee on rail-roads.

Mr. Birdsall presented the petition of sundry inhabitants of the county of Chautauque, for a bank to be located at the village of Dunkirk; which was read, and referred to the committee on banks and insurance companies.

The bill entitled "An act to revive and amend the act entitled 'An act to authorise the building of a toll bridge over the Hudson river,' passed April 2, 1825, and the act amendatory thereof, passed May 2, 1829," was received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended it accordingly.

The said amended bill having been examined,

Ordered, That the clerk return the same to the Assembly.

On motion of Mr. Seward,

Resolved, That the inspectors of the state prison at Auburn report to the Senate a plan for the alteration of the south wing of that prison so as to construct within it separate cells after the manner in which the cells in the north wing are built, showing the number of cells which may be so erected without encroaching upon rooms in said south wing necessary for other purposes, together with a detailed estimate of the expense of such alteration, and the sum necessary to be appropriated to complete the same, exclusive of the labor of convicts.

Mr. Westcott asked for and obtained leave of absence for Mr. Rexford for 10 days.

Mr. Seward, pursuant to previous notice, asked for and obtained leave to bring in a bill, entitled "An act to amend the Revised Statutes in relation to the jurisdiction of surrogates."

Thereupon,

Mr. Seward brought in said bill; which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the judiciary.

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The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the city of Utica;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported the same with amendments.

Thereupon,

After amending the said report in the Senate, it was agreed to, and the bill ordered to be engrossed for a third reading.

Then the Senate adjourned until 11 o'clock to-morrow morning.

THURSDAY, 11 *O'CLOCK*, *A. M.—JANUARY* 19, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard presented the petition of sundry inhabitants of Erie county, for the construction of a rail-road from Buffalo to Schenectady: which was read, and referred to the committee on rail-roads.

Mr. Cropsey presented the petition of the supervisors of the county of Richmond, praying to be paid certain money out of the hospital fund to remunerate the county for expenses incurred by the operation of the quarantine laws, and for other purposes; which was read, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

Mr. Tallmadge presented the petition of sundry inhabitants of the county of Dutchess, for a rail-road from Poughkeepsie to the Connecticut line; which was read, and referred to the committee on rail-roads.

Mr. Foster presented the petition of sundry inhabitants of the county of Oneida, praying for the incorporation of a company to construct a rail-road from Watertown in the county of Jefferson, to Rome in the county of Oneida; which was read, and referred to the committee on rail-roads.

Mr. McDowell presented a petition of the freeholders and inhabitants of the town of Groton, in the county of Tompkins, praying for a division of said town; which was read, and referred to the committee on the division of counties and towns.

Mr. Eaton presented the petition of merchants and dealers in grain in the village of Lansingburgh, for a law authorising the appointment of a State measurer; which was read, and referred to the select committee on that subject, of which Mr. Westcott is chairman.

Mr. Edmonds presented the petition of sundry inhabitants of the county of Columbia, relative to bridges of certain dimentions; which was read, and referred to the committee on roads and bridges.

Mr. Edmonds also presented the petition of the dealers in grain, and others in the city of Troy, praying for a law authorising the appointment of a measurer-general of grain in the city of New-York;

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which was read, and referred to the select committee on that subject, of which Mr. Westcott is chairman.

Mr. Birdsall presented the petition of sundry inhabitants of the county of Chautauque, for a law authorising the supervisors of that county to raise money for the construction of a new jail; which was read, and referred to a select committee, consisting of the members attending the Senate from the eighth Senate district.

Mr. Hubbard, from the majority of the committee on canals, to which was referred the petitions of sundry inhabitants of Oneida, Madison, Cortland, Chenango and Broome, praying for the construction of the Chenango canal, made a report thereon, and brought in a bill, entitled "An act to incorporate the Chenango canal;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole, and ordered to be printed.

[*See Senate Document No.* 16.]

Ordered, That double the usual number of copies of the report be printed.

Mr. Armstong, from the committee on manufactures, to whom was referred the petition of Ephraim Hart and others, reported a bill entitled "An act altering the charter of the Clinton woollen manufacturing society;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Beardsley, from the committee on the judiciary, reported without amendment, the bill from the Assembly, entitled "An act directing a circuit court to be held in the county of Oswego;" which was committed to a committee of the whole.

Mr. Beardsley, from the same committee, on the memorial of the Yearly Meeting of the Society of Friends, made a report thereon, and recommended that the memorialists have leave to withdraw their petition; which report was agreed to by the Senate.

[*See Senate Document No.* 20.]

Thereupon,

Ordered, That the memorialists have leave to withdraw their petition.

Mr. Allen, from the select committee on the bill from the Assembly, entitled "An act to incorporate the Mutual Benefit society of mechanics in the city of New-York," reported the same without amendment; which was committed to a committee of the whole.

Mr. Seward asked for and obtained leave, by unanimous consent, to bring in a bill, entitled "An act to repeal certain provisions of the Revised Statutes which require the clerk of the supreme court to procure and keep records of transcripts of judgments docketed in the clerk's office of the circuit and district courts of the United States."

Thereupon,

Mr. Seward brought in said bill; which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the judiciary.

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The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to amend an act entitled 'Of courts held by justices of the peace;'" and after some time spent thereon, Mr. President resumed the chair, and Mr. Fuller, from the said committee, reported the same without amendment; which was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to amend the fourth title of chapter seventh of the third part of the Revised Statutes, entitled 'Of the trial of issues of fact;'" and after some time spent thereon, Mr. President resumed the chair, and Mr. Quackenbuss, from the said committee, reported the same with an alteration of the title, so as to read, "An act relating to jurors in the county of Franklin;" which was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Hudson river coal company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Sherman, from the said committee, reported progress, and asked for and obtained leave to sit again.

Ordered, That the said bill be printed.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act altering the charter of the Clinton woollen manufacturing society;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McDowell, from the said committee, reported the same without amendment; which was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act directing a special circuit court to be held in the county of Oswego;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Allen, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Mutual Benefit society of mechanics in the city of New-York;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Eaton, from the said committee, reported the same without amendment; which was agreed to by the Senate, and the bill ordered to a third reading.

Then the Senate adjourned until 11 o'clock to-morrow morning.

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FRIDAY, 11 *O'CLOCK*, *A. M.—JANUARY* 20, 1832.

The Senate met pursuant to adjournment.

Mr. Hubbard presented the petition of sundry citizens of the county of Chenango, praying for the construction of the Chenango canal; which was read, and referred to the committee of the whole when on the bill entitled "An act to incorporate the Chenango canal."

Mr. Fisk presented the petition of sundry inhabitants of the county of Clinton, praying for an appropriation of three thousand dollars to complete the road from the town of Saranac, in the county of Clinton, through the State's lands in townships No. 9 and 10, to intersect with the Hopkinton and Port-Kent road, near Loon lake, in the county of Franklin; which was read, and referred to the committee on finance.

Mr. Edmonds presented the petition of the common council of the city of Hudson, relative to bridges in the county of Columbia; which was read, and referred to the committee on roads and bridges.

Mr. Tallmadge, from the committee on rail-roads, on the petition of sundry inhabitants of Dutchess county, reported a bill, entitled "An act to incorporate the Dutchess rail-road company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Ordered, That said bill be printed.

Mr. Macdonald, from the committee on state prisons, reported a bill, entitled "An act concerning the state prison at Mount-Pleasant;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

A bill was received from the Assembly for concurrence, entitled "An act to empower the commissioners of highways of the town of Watervliet to open a highway in said town;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the incorporation of cities and villages.

A bill was received from the Assembly for concurrence, entitled "An act relative to the collection of taxes in the town of Franklinville, in the county of Cattaraugus;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the eighth senate district.

Mr. Seward, from the committee on enrolled bills, reported the bill entitled "An act altering the charter of the Clinton woollen manufacturing society," as correctly engrossed.

Thereupon,

The said engrossed bill was read the third time.

Ordered, That the question on the final passage of said bill, be laid on the table.

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The bill from the Assembly, entitled "An act to amend an act entitled 'Of courts held by justices of the peace,'" was read the third time and passed.

The bill from the Assembly, entitled "An act relating to jurors in the county of Franklin," was read the third time and passed.

The bill from the Assembly, entitled "An act to incorporate the Mutual Benefit society of mechanics of the city of New-York," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Maynard	
Mr. Armstrong	Mr. Fisk	Mr. McDowell	
Mr. Beardsley	Mr. Gere	Mr. McLean	
Mr. Cary	Mr. Halsey	Mr. Quackenboss	
Mr. Conklin	Mr. Hubbard	Mr. Seward	
Mr. Cropsey	Mr. Lansing	Mr. Sherman	
Mr. Deitz	Mr. Lynde	Mr. Tallmadge	
Mr. Eaton	Mr. Macdonald	Mr. Westcott	24

Ordered, That the clerk deliver said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

A communication was received from Jonas Earll, jun. and read in the words following, to wit:

Albany, January 19, 1832.

SIR—

I have received notice of my appointment by the Legislature, to the office of Canal Commissioner, and have to ask permission to communicate to the Senate through you, my acceptance of the office.

With great respect,
Your obedient servant,
JONAS EARLL, Junior.

The Hon. EDWARD P. LIVINGSTON,
President of the Senate.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Hudson river coal company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Sherman, from the said committee, reported progress, and asked for and obtained leave to sit again.

After the consideration of executive business, the Senate adjourned until 11 o'clock to-morrow morning.

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SATURDAY, 11 *O'CLOCK, A. M.—JANUARY* 21, 1832.

The Senate met pursuant to adjournment.

Mr. Foster presented five several petitions from sundry inhabitants of the county of Oneida, praying for an act to incorporate a company to construct a rail-road from Watertown to Rome; which were read, and referred to the committee on rail-roads.

Mr. Armstrong presented the petition of the heirs of David Barnes, a revolutionary soldier, praying for bounty lands; which was read, and referred to the committee on claims.

Mr. Hubbard, from the committee on claims, on the petition of John Sergeant, praying for compensation for damages while acting as agent of the State, in purchasing land for, and superintending the removal of the Indians, reported against the same, and introduced the following resolution:

Resolved, That the petitioner have leave to withdraw his petition.

[*See Senate Document No.* 17.]

Ordered, That said report and resolution be laid on the table.

The bill entitled "An act to incorporate the Newburgh whaling company," was received from the Assembly, with a message that they had passed the same, with the amendments therewith delivered.

The said amendments having been read,

Resolved, That the Senate do concur with the Assembly in their amendments to said bill; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Macdonald	
Mr. Armstrong	Mr. Fisk	Mr. Maynard	
Mr. Beardsley	Mr. Foster	Mr. McDowell	
Mr. Cary	Mr. Gere	Mr. McLean	
Mr. Conklin	Mr. Halsey	Mr. Quackenboss	
Mr. Cropsey	Mr. Hubbard	Mr. Seward	
Mr. Deitz	Mr. Lansing	Mr. Tallmadge	
Mr. Eaton	Mr. Lynde	Mr. Westcott	24

Ordered, That the clerk deliver said bill, amendments and a copy of said resolution to the Assembly.

On motion of Mr. Hubbard,

Ordered, That the bill entitled "An act to construct the Chenango canal," be made the special order of the day for Monday the sixth of February next.

Mr. Seward gave notice that he would, at some future day, ask leave to bring in a bill concerning chaplains of the state prisons.

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The Senate then resolved itself into a committee of the whole, on the bill entitled "An act concerning the state prison at Mount-Pleasant;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lynde, from the said committee, reported progress, and asked for and obtained leave to sit again.

Mr. Fuller, from the select committee on the bill from the Assembly, entitled "An act relative to the collection of taxes in Franklinville, in the county of Cattaraugus," reported the same without amendment; which was committed to a committee of the whole.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act relative to the collection of taxes in the county of Cattaraugus;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported the same without amendment; which was agreed to by the Senate, and the bill ordered to a third reading.

A report was received from A. Comstock, inspector of green hides and skins in and for the city of Albany; which was read, and referred to the committee on manufactures.

[*See Senate Document No.* 18.]

Then the Senate adjourned until 11 o'clock on Monday morning next.

MONDAY, 11 *O'CLOCK, A. M.—JANUARY* 23, 1832.

The Senate met pursuant to adjournment.

Mr. Lansing presented two several petitions of the inhabitants of the county of Jefferson and the adjoining counties, for the incorporation of a company to construct a rail-road from Watertown in the county of Jefferson, to Rome in the county of Oneida; which were read, and referred to the committee on rail-roads.

Mr. Fuller presented a memorial praying for the incorporation of the Dansville and Rochester rail-road; which was read, and referred to the committee on rail-roads.

Mr. Fuller also presented the petition of sundry inhabitants of Livingston, Steuben, Allegany and Cattaraugus counties, for the incorporation of the Bank of Dansville, in the county of Livingston; which was read, and referred to the committee on banks and insurance companies.

Mr. Fuller also presented a petition of the inhabitants of the village of Geneseo, praying for an act of incorporation; which was read, and referred to the committee on the incorporation of cities and villages.

Mr. Maynard presented the petition of sundry settlers on Wood creek, praying the pre-emption right to certain land on paying the

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value thereof when settled; which was read, and referred to the committee on finance.

Mr. Foster presented the petition of sundry inhabitants of Rome, praying for the incorporation of a company to construct a rail-road from Oswego to the Erie canal in the county of Oneida; which was read, and referred to the committee on rail-roads.

Mr. Foster also presented the petition of sundry inhabitants of Lebanon in the county of Madison, praying for the construction of the Chenango canal; which was read, and referred to the committee of the whole, when on the bill on that subject.

Mr. Maynard, from the committee on the incorporation of cities and villages, reported the bill from the Assembly, entitled "An act to empower the commissioners of highways of the town of Watervliet to open a highway in said town;" which was committed to a committee of the whole.

Mr. McLean, from the committee on literature, reported against the bill from the Assembly, entitled "An act to amend the Revised Statutes in relation to the exhibition of shows."

Ordered, That the said bill and report be committed to a committee of the whole.

Mr. Fuller, from the select committee to whom was referred the petition of sundry inhabitants of the county of Chautauque, for a law authorising the supervisors of that county to raise the sum of three thousand five hundred dollars for the erection of a new jail, made a report thereon, and brought in a bill, entitled "An act to authorise the erection of a new jail in the county of Chautauque;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 19.]

A report was received from the trustees of the Sailors' Snug-Harbor, and read as follows, to wit:

TO THE HONORABLE THE SENATE OF THE STATE OF NEW-YORK.

New-York, January, 1832.

In presenting to your Honorable Body the annual accounts of the Trustees of the Sailors' Snug Harbor, I beg leave to inform you that the Trustees, with the approbation of his honor the Chancellor, have purchased a farm containing one hundred and forty-seven acres, lying on the north side of Staten Island, affording an eligible site for the Asylum. The Trustees have built a dock on the premises, and have commenced the main building, (for the Asylum for aged and worn out seamen,) sixty-five by one hundred feet.

The Trustees keeping constantly in view the intentions of the founder of this institution, have pleasure in using their best exertions in putting them shortly in useful operation.

WALTER BOWNE, *President.*

[*See Senate Document No.* 26.]

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On motion of Mr. Allen,

Resolved, That the Comptroller report to the Senate the total amount contributed to the bank fund; the amount paid by each institution respectively; the amount invested; how invested, and at what rate of interest; and the sum drawn from the fund for the salaries of the commissioners, and other expenses, if any.

Mr. Seward, from the committee on enrolled bills, reported the bill entitled "An act to incorporate the city of Utica," as correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act to incorporate the city of Utica," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Dodge	Mr. Macdonald	
Mr. Armstrong	Mr. Eaton	Mr. Maynard	
Mr. Beardsley	Mr. Fisk	Mr. McDowall	
Mr. Birdsall	Mr. Foster	Mr. M'Lean	
Mr. Bronson	Mr. Fuller	Mr. Seward	
Mr. Cary	Mr. Gere	Mr. Sherman	
Mr. Conklin	Mr. Halsey	Mr. Tallmadge	
Mr. Cropsey	Mr. Hubbard	Mr. Westcott	
Mr. Deitz	Mr. Lansing		26

Ordered, That the clerk deliver said bill to the Assembly and request their concurrence to the same.

The bill from the Assembly, entitled "An act relative to the collection of taxes in the town of Franklinville in the county of Cattaraugus," was read the third time and passed.

Ordered, That the clerk deliver said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Hudson river coal company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Sherman, from the said committee, reported progress, and asked for and obtained leave to sit again.

Ordered, That the substitute offered by Mr. Maynard to said bill when in the committee of the whole, be printed.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act directing a special circuit to be held in the county of Oswego;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Allen, from the said committee, reported the same without amendment; which was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Dutchess rail-road company;" and after some time spent thereon, Mr. President resumed

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the chair, and Mr. Bronson, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to empower the commissioners of highways of the town of Watervliet to open a highway in said town;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Tallmadge, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to authorise the erection of a new jail in the county of Chautauque;". and after some time spent thereon, Mr. President resumed the chair, and Mr. Beardsley, from the said committee, reported the same without amendment; which was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to amend the Revised Statutes in relation to the exhibition of shows;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Birdsall, from the said committee, reported that the committee had rejected the first section of said bill; which was agreed to by the Senate.

Thereupon,

Resolved, That the said bill be rejected.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

Then the Senate adjourned until 11 o'clock to-morrow morning.

TUESDAY, 11 *O'CLOCK*, *A. M.—JANUARY* 24, 1832.

The Senate met pursuant to adjournment.

Mr. Eaton presented the petition of purchasers and shippers of grain of the city of Albany, for a law authorising the appointment of a State measurer; which was read, and referred to the select committee, of which Mr. Westcott is chairman.

Mr. Bronson presented the petition of George Demming, to be allowed the surplus money arising from the sale of his lot of land by the State; which was read, and referred to the committee on claims.

Mr. Bronson also presented the petition of William Dalloway and others, for an act to incorporate the Oswego manufacturing company; which was read, and referred to the committee on manufactures.

Mr. Birdsall presented three several petitions of Calvin Hotchkiss, Dennis Harrison and William Hotchkiss, to purchase lots in

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Lewiston belonging to the State; which were read, and referred to the Surveyor-General.

Mr. McLean presented the petition of the Troy insurance company, for an amendment of their charter; which was read, and referred to the committee on banks and insurance companies.

Mr. Allen, from the committee on banks and insurance companies, reported a bill entitled "An act to amend the charter of the Bank of Poughkeepsie;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Three bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act extending the powers of county superintendents of the poor:"

"An act to incorporate the New-York annual conference ministers' mutual assistance society:"

"An act relative to the oath of office of justices of the peace:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on the judiciary.

A bill was received from the Assembly for concurrence, entitled "An act to divide the town of Pembroke, in the county of Genesee;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the division of counties and towns.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Hebrew benevolent society of the city of New-York;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

A bill was received from the Assembly for concurrence, entitled "An act granting authority to the supervisors of the county of Westchester to raise a sum of money to purchase land and make improvements for the use of the poor;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the second senate district.

A copy of a resolution from the Assembly was read, in the words following, to wit:

Resolved, (if the Senate concur,) That the Legislature of New-York will celebrate the centennial anniversary of the birthday of Washington; and that a committee of eight, three of them to be appointed by the Honorable the Senate, and five of them by this House, to make the appropriate arrangements therefor; and that Mr. McKeon, Mr. Howell, Mr. Remer, Mr. Spencer and Mr. Maxwell, be of the said committee on the part of this House.

Thereupon,

Resolved, That the Senate do concur with the Assembly in their said resolution; and that Mr. Beardsley, Mr. McLean and Mr. Birdsall, be of the said committee on the part of the Senate.

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Ordered, That the clerk deliver a copy of said resolution to the Assembly.

A copy of a preamble and resolution were received from the Assembly, in the words following, to wit:

Whereas the Senate of this State did, at the last session of the Legislature, pass a resolution by a majority of all the members elected to the said Senate, in the words following, to wit:

Resolved, That the following amendment be proposed to the Constitution of this State, and that the same be referred to the Legislature next to be chosen, and published in pursuance of the provisions of the eighth article of the said Constitution:

"That the duties on the manufacture of all salt, as established by the act of the fifteenth of April, one thousand eight hundred and seventeen, and by the tenth section of the seventh article of the Constitution of this State, may at any time hereafter be reduced by an act of the Legislature of this State; but shall not, while the same is appropriated and pledged by the said section, be reduced below the sum of six cents upon each and every bushel; and the said duties shall remain inviolably appropriated and applied as is provided by the said tenth section. And that so much of the said tenth section of the seventh article of the Constitution of this State, as is inconsistent with this amendment, be abrogated."

And whereas the Assembly, at the said last session, did concur with the Senate in their said resolution, by a majority of all the members elected to the said Assembly voting in favor thereof:

And whereas the said proposed amendment was entered by the Senate and Assembly on their journals, with the yeas and nays taken thereon, and has been referred to the present Legislature, pursuant to the eighth article of the said Constitution, having been duly published as required by said article:

Now, therefore, it is

Resolved, That this Assembly do agree to the said amendment.

Thereupon,

The said preamble and resolution were read the first time, and by unanimous consent, were also read a second time, and referred to the committee on the judiciary.

The bill entitled "An act to incorporate the Newburgh whaling company," was returned by the Assembly, with a message that they had passed the same without amendment; which was presented to his excellency the Governor by the clerk.

The bill entitled "An act relating to jurors in the county of Franklin," was received from the Assembly, with a message that they had concurred in the alteration of the title of said bill.

The said bill having been examined,

Ordered, That the clerk return the same to the Assembly.

On motion of Mr. Hubbard,

Resolved, That the committee on claims be discharged from the further consideration of the petition of William Long, and that the same be referred to the commissioners of the land-office.

Mr. Deitz moved the following preamble and resolutions:

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Whereas the Bank of the United States has applied to Congress for a renewal of its charter; therefore,

Resolved, (if the Assembly concur,) That it is the sentiment of this Legislature that the charter of the Bank of the United States ought not to be renewed; and that our Senators in Congress be instructed, and our Representatives respectfully requested, to vote against such renewal.

Resolved, (if the Assembly concur,) That the Secretary of State transmit to each of the Senators and Representatives in Congress of this State, a copy of the foregoing resolution.

Ordered, That the said preamble and resolutions be laid on the table.

Mr. Foster, from the committee on enrolled bills, reported the bill entitled "An act to authorise the erection of a new jail in the county of Chautauque," as correctly engrossed.

Thereupon,

The said bill was read the third time.

Ordered, That the question on its final passage be laid on the table.

The bill from the Assembly, entitled "An act directing a special circuit court to be held in the county of Oswego," was read a third time and passed.

Ordered, That the clerk deliver said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Hudson river coal company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Sherman, from the said committee, reported the same with amendments.

Ordered, That said report lie upon the table.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Dutchess rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson from the said committee, reported progress, and asked for and obtained leave to sit again.

After the consideration of executive business, the Senate adjourned until 11 o'clock to-morrow morning.

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WEDNESDAY, 11 *O'CLOCK, A. M.—JANUARY* 25, 1832.

The Senate met pursuant to adjournment.

Mr. Fisk presented a petition of the inhabitants of the counties of Saratoga and Washington, for an act authorising the Waterford and Whitehall turnpike company to construct a rail-road from Whitehall to Waterford; which was read, and referred to the committee on rail-roads.

Mr. Beardsley, from the committee on the judiciary, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the New-York annual conference ministers' mutual assistance society;" which was committed to a committee of the whole.

Mr. Allen, from the select committee on the bill from the Assembly, entitled "An act to incorporate the Hebrew benevolent society of the city of New-York," reported the same without amendment; which was committed to a committee of the whole.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act to incorporate the Newburgh whaling company."

E. T. THROOP.

Albany, January 24, 1832.

The annual report of George Seaman, inspector of pot and pearl ashes in the city of New-York, was received and read.

[*See Senate Document No.* 21.]

The annual report of Richard McCarty, inspector of flour and meal in the city of New-York and county of Kings, was received and read.

[*See Senate Document No.* 32.]

The following communication from B. F. Butler was received, and read:

To the Legislature of the State of New-York.

Having found by experience that I cannot attend to the duties of a Regent of the University of this State, without being subjected to inconveniences wholly disproportionate to any service I could render to the public in that office, I beg leave to resign, and do hereby resign the same.

B. F. BUTLER.

Albany, January 25, 1832.

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The bill entitled "An act for the improvement of the literature fund," was returned by the Assembly, with a message that they had passed the same without amendment; which was presented to his excellency the Governor by the clerk.

A bill was received from the Assembly for concurrence, entitled "An act altering the name of Jacob Adrian Van Den Heuvel;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on literature.

A bill was received from the Assembly for concurrence, entitled "An act authorising certain persons therein named, to change their names;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the judiciary.

A bill was received from the Assembly for concurrence, entitled "An act authorising Henry Barclay to maintain a toll bridge across the Esopus creek at the village of Ulster;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on roads and bridges.

A bill was received from the Assembly for concurrence, entitled "An act to divide the town of Deerfield, in the county of Oneida;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the division of counties and towns.

On motion of Mr. Edmonds,

Ordered, That the committee on canals be discharged from the further consideration of the petition of Henry Thalhimer, for damages in consequence of the construction of the Champlain canal, and that said petition be referred to the Canal Commissioners.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Dutchess railroad company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Sherman, from the said committee, reported the same with sundry amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

Then the Senate adjourned until 11 o'clock to-morrow morning.

THURSDAY, 11 *O'CLOCK*, *A. M.—JANUARY* 26, 1832.

The Senate met pursuant to adjournment.

Mr. Dodge presented the petition of M. F. H. Veitch, an alien, for permission to take, hold and convey real estate; which was read, and referred to the committee on the judiciary.

Mr. Dodge also presented the petition of the president and directors of the Canajoharie bridge company, to amend their charter; which was read, and referred to the committee on roads and bridges.

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Mr. Hubbard, from the committee on claims, to which was referred the petition of the heirs of David Barnes, a revolutionary soldier, praying for bounty lands, made a report thereon, and brought in a bill, entitled "An act for the relief of the heirs of David Barnes;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 43.]

Mr. Beardsley, from the committee on the judiciary, reported without amendment, the bill from the Assembly, entitled "An act authorising certain persons therein named, to change their names;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Tallmadge, from the select committee, reported without amendment, the bill from the Assembly, entitled "An act granting authority to the supervisors of the county of Westchester to raise a sum of money to purchase land and make improvements for the use of the poor;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

The bill entitled "An act to amend and extend an act entitled 'An act to incorporate the Sodus Bay bridge company,' passed the 9th day of April, 1819," was returned by the Assembly, with a message that they had passed the same without amendment; and which was presented to his excellency the Governor by the clerk.

A bill was received from the Assembly for concurrence, entitled "An act authorising the appointment of a measurer of wood in the village of Rochester;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the eighth senate district.

On motion of Mr. Maynerd,

Resolved, That the Canal Board report to the Senate, with all convenient speed, the amount received for tolls on packet boats and passengers on the Erie canal for the two last years, designating the amount received for passengers in packet boats, and the amount received for passengers in line or other boats.

On motion of Mr. Bronson,

Ordered, That the bill entitled "An act to incorporate the Dutchess rail-road company," be recommitted to a committee of the whole.

The Senate then resolved itself into a committee of the whole, on the said bill; and after some time spent thereon, Mr. President resumed the chair, and Mr. Mather, from the said committee, reported the same without amendment.

Ordered, That said report be laid on the table.

On motion of Mr. Tallmadge,

Ordered, That said bill as engrossed be printed.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to empower the commissioners of highways in the town of Watervliet to open a highway in said town;"

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and after some time spent thereon, Mr. President resumed the chair, and Mr. Tallmadge, from the said committee, reported the same without amendment; which was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the New-York annual conference ministers' mutual assistance society;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Maynard, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate agreed to the report of the committee of the whole, on the bill entitled "An act to incorporate the Hudson river coal company," and the bill was ordered to be engrossed for a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act concerning the state prison at Mount-Pleasant;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lynde, from the said committee, reported the same without amendment; which was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Hebrew benevolent society of the city of New-York;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Macdonald, from the said committee, reported the same with an amendment; which report was agreed to by the Senate, the amendment ordered to be engrossed, and the bill to a third reading.

Then the Senate adjourned until 11 o'clock to-morrow morning.

FRIDAY, 11 *O'CLOCK*, *A. M.—JANUARY* 27, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard presented a petition for the construction of a canal from the Erie canal to the Oneida lake; which was read, and referred to the committee on canals.

Mr. Edmonds presented a petition for a bank in the county of Steuben; which was read, and referred to the committee on banks and insurance companies.

Mr. McLean, from the committee on literature, on the bill from the Assembly, entitled "An act altering the name of Jacob Adrian Van Den Heuvel," reported the same without amendment; which was committed to a committee of the whole.

Mr. Dodge, from the committee on the division of counties and towns, reported without amendment, the bill from the Assembly, entitled "An act to divide the town of Pembroke, in the county of Genesee;" which was committed to a committee of the whole.

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Mr. Sherman, from the committee on claims, to whom was referred the petition of John Pratt and Matthew Pratt, made a report on that subject, and brought in a bill entitled "An act for the relief of John Pratt and Matthew Pratt;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 24.]

Mr. Maynard, from the committee on the incorporation of cities and villages, on the petition of the inhabitants of the village of Geneseo, reported a bill entitled "An act to incorporate the village of Geneseo;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Westcott, from the committee on roads and bridges, reported without amendment, the bill from the Assembly, entitled "An act authorising Henry Barclay to maintain a toll bridge across the Esopus creek at the village of Ulster;" which was committed to a committee of the whole.

Mr. Allen, from the committee on banks and insurance companies, made a report on the subject, which was read.

[*See Senate Document No.* 22.]

Ordered, That double the usual number of copies of said report be printed.

Mr. Mather, from the committee on enrolled bills, reported two bills as correctly engrossed, of the following titles, to wit:

"An act concerning the state prison at Mount-Pleasant:"

"An act to incorporate the Hudson river coal company."

Thereupon,

The said bills were read the third time.

Ordered, That the question on their final passage be laid on the table.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act for the improvement of the literature fund."

E. T. THROOP.

Albany, January 25, 1832.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act to amend and extend the act entitled 'An act to incorporate the Sodus Bay bridge company,' passed the 9th day of April, 1819."

E. T. THROOP.

Albany, January 26, 1832.

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A report was received from the Comptroller in pursuance of a resolution of the Senate of the 23d ult. requiring him to "report to the Senate the total amount contributed to the bank fund; the amount paid by each institution respectively; the amount invested; how invested, and at what rate of interest; and the sum drawn from the fund for the salaries of the commissioners, and other expenses, if any;" which was read.

[*See Senate Document No.* 23.]

Ordered, That said report be referred to the committee on banks and insurance companies.

A report was also received from the Comptroller, in obedience to the resolution of the Senate of the 17th instant, requiring him "to report to the Senate the amount outstanding of the loans of 1786, 1792 and 1803, in each county of the State, the deficiency, if any exists, and to whom chargeable: also the amount of fees paid annually to the loan-officers and commissioners respectively, and the interest received from them during the last year;" which was read.

[*See Senate Document No.* 25.]

Ordered, That said report be referred to the committee on finance.

A report was received from D. B. Young, inspector of fish in the city of New-York; which was read.

[*See Senate Document No.* 34.]

A bill was received from the Assembly for concurrence, entitled "An act to amend title one, chapter three, part third of the Revised Statutes, concerning courts of justice, and the powers and duties of certain judicial officers;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

The Senate agreed to the report of the committee of the whole, on the bill entitled "An act to incorporate the Dutchess rail-road company," and the bill ordered to a third reading.

Mr. Mather asked for and obtained leave of absence for Mr. Lynde for ten days.

The Senate then took up the consideration of the following resolutions:

Resolved, (if the Assembly concur,) That it is the sentiment of this Legislature that the charter of the Bank of the United States ought not to be renewed; and that our Senators in Congress be instructed, and our Representatives respectfully requested, to vote against such renewal.

Resolved, (if the Assembly concur,) That the Secretary of State transmit to each of the Senators and Representatives in Congress of this State, a copy of the foregoing resolution.

Mr. Seward made a motion to commit said resolutions to a committee of the whole.

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Mr. President put the question on agreeing to said motion, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Armstrong	Mr. Edmonds	Mr. Macdonald	
Mr. Beardsley	Mr. Fisk	Mr. McDowell	
Mr. Conklin	Mr. Foster	Mr. McLean	
Mr. Cropsey	Mr. Gere	Mr. Quackenboss	
Mr. Deitz	Mr. Halsey	Mr. Tallmadge	
Mr. Dodge	Mr. Hubbard	Mr. Westcott	
Mr. Eaton	Mr. Lansing		20

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Cary	Mr. Seward	
Mr. Birdsall	Mr. Mather	Mr. Sherman	
Mr. Bronson	Mr. Maynard		8

Thereupon,

Mr. Maynard moved a substitute for the said resolution, in the words following, to wit:

Resolved, That experience has conclusively proven that a national bank is necessary for the collection, preservation and distribution of the public revenue, the maintenance of a sound, uniform and useful currency, and this Legislature has full confidence that, if the existing bank be rechartered, or a new one created, the President and Congress will conform the powers and privileges of the charter they may grant, to the provisions of the Constitution, and the rights and interests of the States, and adapt them to the requirements of the government and the wants of the country.

But before taking the question thereon, and after the consideration of executive business, the Senate adjourned until 11 o'clock to-morrow morning.

SATURDAY, 11 *O'CLOCK*, *A. M.—JANUARY* 28, 1832.

The Senate met pursuant to adjournment.

Mr. Eaton presented the petition of the inhabitants of the county of Schenectady, praying for a turnpike from Duanesburgh to the city of Schenectady; which was read, and referred to the committee on roads and bridges.

Mr. Dodge, from the committee on finance, to whom was referred the communication of the Surveyor-General in relation to certain

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public lands, and a petition from settlers on Wood creek tract, made a report on that subject, and brought in a bill entitled "An act providing for the sale of lands belonging to this State lying upon and near Wood creek in the county of Oneida, and the St. Regis reservation;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 27.]

On motion of Mr. Dodge,

Ordered, That the committee be discharged from the further consideration of that part of the said communication of the Surveyor-General relating to the duty of certain persons to file maps, &c., and that it be referred to an appropriate committee.

A copy of a resolution from the Assembly was read, in the words following, to wit:

Resolved, (if the Senate concur,) That on Monday the 6th day of February next, at twelve o'clock at noon, the Legislature will proceed to the choice of a Comptroller, Secretary of State, Attorney-General, Treasurer, Surveyor-General and Commissary-General, whose offices will then expire; and also a Regent of the University, in the place of the Hon. Benjamin F. Butler, resigned.

Thereupon,

Resolved, That the Senate concur with the Assembly in their said resolution.

Ordered, That the clerk deliver a copy of said resolution of concurrence to the Assembly.

Copies of certain resolutions from the Assembly were received, and read as follows, to wit:

Resolved, (if the Senate concur,) That the senators be instructed, and the representatives from this State in the Congress of the United States be requested, to use their exertions so to modify the pension law, as to admit of all persons who have served during the revolutionary war for three months or more in continuance, whether of the regular army or of the militia, or whether of the line of the army, or attached thereto as guides, expresses, boatmen, artificers or teamsters, to have their names inscribed on the pension roll of the United States.

Resolved, (if the Senate concur,) That the senators be instructed, and the members of Congress be requested, to use their exertions to procure for the officers of the late war, a gratuity of lands, as a reward for their losses, sufferings and privations, during the second war of independence.

Resolved, (if the Senate concur,) That the Secretary of State be requested to forward to each senator and representative in Congress, a copy of these resolutions.

Ordered, That the said resolutions be referred to the committee on that part of the message of the Governor relating to the subject of the survivors of the revolutionary war, of which Mr. Fisk is chairman.

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The bill entitled "An act respecting the loan-offices in the city of New-York," was returned by the Assembly, with a message that they had passed the same without amendment; which was presented to his excellency the Governor by the clerk.

The engrossed bill, entitled "An act to incorporate the Dutchess rail-road company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Eaton	Mr. Mather
Mr. Armstrong	Mr. Edmonds	Mr. Maynard
Mr. Beardsley	Mr. Fisk	Mr. McDowall
Mr. Birdsall	Mr. Foster	Mr. M'Lean
Mr. Bronson	Mr. Gere	Mr. Quackenboss
Mr. Cary	Mr. Halsey	Mr. Seward
Mr. Conklin	Mr. Hubbard	Mr. Sherman
Mr. Cropsey	Mr. Lansing	Mr. Tallmadge
Mr. Deitz	Mr. Macdonald	Mr. Westcott
Mr. Dodge		28

The engrossed bill, entitled "An act concerning the state prison at Mount-Pleasant," was read the third time and passed.

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act to incorporate the Hebrew benevolent society of the city of New-York," with the engrossed amendment, was read the third time and passed; two-thirds of all the members elected to the Senate, voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Eaton	Mr. Mather
Mr. Armstrong	Mr. Edmonds	Mr. Maynard
Mr. Beardsley	Mr. Fisk	Mr. McDowell
Mr. Birdsall	Mr. Foster	Mr. McLean
Mr. Bronson	Mr. Gere	Mr. Quackenboss
Mr. Cary	Mr. Halsey	Mr. Seward
Mr. Conklin	Mr. Hubbard	Mr. Sherman
Mr. Cropsey	Mr. Lansing	Mr. Tallmadge
Mr. Deitz	Mr. Macdonald	Mr. Westcott
Mr. Dodge		28

Ordered, That the clerk deliver the said bill to the Assembly, and inform them that the Senate have passed the same with the amendment therewith delivered.

The bill from the Assembly, entitled "An act to empower the commissioners of highways of the town of Watervliet, to open a highway in said town," was read the third time and passed.

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Ordered, That the clerk deliver said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then took up the consideration of the resolution in relation to the United States bank, and the substitute moved by Mr. Maynard to said resolution, and spent some time thereon, but before taking any question,

The Senate adjourned until 11 o'clock on Monday morning next.

MONDAY, 11 *O'CLOCK*, *A. M.—JANUARY* 30, 1832.

The Senate met pursuant to adjournment.

Mr. Allen presented the remonstrance of the sellers, buyers and dealers in grain in the city of New-York, against the appointment of a measurer-general of grain for that city; which was read, and referred to the select committee on that subject, of which Mr. Westcott is chairman.

Mr. McDowell presented four several petitions of sundry inhabitants of the county of Tioga, praying for an act of incorporation to construct a rail-road from the village of Elmira to the Pennsylvania line; which were read, and referred to the committee on rail-roads.

Mr. Maynard presented the petition of sundry inhabitants of Utica, for an insurance company in Utica; which was read, and referred to the committee on banks and insurance companies.

Mr. Allen, from the select committee on the bill from the Assembly, entitled "An act to amend title first, chapter three, part third of the Revised Statutes, concerning courts of justice, and the powers and duties of certain judicial officers," reported the same with an amendment; which was committed to a committee of the whole.

The annual report of the inspectors of the state prison at Auburn, for the year ending 31st December, 1831, was received and read; and the part which relates to the accounts of the late clerk of said prison, was referred to the Comptroller, and the residue of said report referred to the committee on state prisons.

[*See Senate Document No.* 31.]

Ordered, That one hundred additional copies of said report be printed for the use of the prison.

A report was received from Epaphrus Warren, inspector of beef and pork in the county of Tompkins, and read.

[*See Senate Document No.* 36.]

The Senate then took up the consideration of the resolution in relation to the United States' bank, and the substitute moved by Mr. Maynard to said resolution; and after some time spent thereon, and before taking the question on the same,

The Senate adjourned until 11 o'clock to-morrow morning.

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TUESDAY, 11 *O'CLOCK*, *A. M*—*JANUARY* 31, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard presented the petition of Lumon Brockway and others, for relief as to a lot of land; which was read, and referred to the committee on claims.

Mr. Lansing presented the petition of the trustees of the village of Watertown, for authority to borrow $2,000, and for an alteration of their charter; which was read, and referred to the committee on the incorporation of cities and villages.

Mr. Lansing presented seven several petitions of sundry inhabitants of the county of Jefferson and the adjoining counties, for an act to incorporate a company to construct a rail-road from Watertown in the county of Jefferson, to Rome in the county of Oneida; which were read, and referred to the committee on rail-roads.

Mr. Halsey presented the petition of sundry inhabitants of Seneca county, for the incorporation of a company to construct a rail-road from Ithaca to Geneva; which was read, and referred to the committee on rail-roads.

Mr. Seward presented the petition of the inhabitants of the village of Weedsport, praying for the passage of an act supplementary to the act incorporating said village; which was read, and referred to the committee on the incorporation of cities and villages.

Mr. Allen, from the committee on banks and insurance companies, on the petition of the president, directors and company of the Jefferson county bank, for an increase of their capital stock, reported a bill entitled "An act to amend the charter of the Jefferson county bank;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act respecting the loan officers of the city and county of New-York."

E. T. THROOP.

Albany, *January* 30, 1832.

A report was received from the Surveyor-General on the petitions of William Hotchkiss, Calvin Hotchkiss and Dennis Harrison, and read.

[*See Senate Document No.* 29.]

Ordered, That the said report and petitions be referred to a select committee, consisting of the members attending the Senate from the eighth senate district.

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A report was received from the inspector of hops in the city of New-York, and read.

[*See Senate Document No.* 35.]

The Senate then again took up the consideration of the resolution in relation to the United States' bank, which was again read in the words following, to wit:

Resolved, (if the Assembly concur,) That it is the sentiment of this Legislature that the charter of the Bank of the United States ought not to be renewed; and that our Senators in Congress be instructed, and our Representatives respectfully requested, to vote against such renewal.

And the substitute offered by Mr. Maynard to said resolution, which was again read in the words following, to wit:

Resolved, That experience has conclusively proven that a national bank is necessary for the collection, preservation and distribution of the public revenue, the maintenance of a sound, uniform and useful currency, and this Legislature has full confidence that, if the existing bank be rechartered, or a new one created, the President and Congress will conform the powers and privileges of the charter they may grant, to the provisions of the Constitution, and the rights and interests of the States, and adapt them to the requirements of the government and the wants of the country.

Thereupon,

Mr. President put the question on agreeing to the said substitute, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Armstrong	Mr. Edmonds	Mr. Macdonald	
Mr. Beardsley	Mr. Fisk	Mr. McDowell	
Mr. Conklin	Mr. Foster	Mr. McLean	
Mr. Cropsey	Mr. Gere	Mr. Quackenboss	
Mr. Deitz	Mr. Halsey	Mr. Tallmadge	
Mr. Dodge	Mr. Hubbard	Mr. Westcott	
Mr. Eaton	Mr. Lansing		20

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. Rexford	
Mr. Birdsall	Mr. Mather	Mr. Seward	
Mr. Bronson	Mr. Maynard	Mr. Sherman	
Mr. Cary			10

Mr. Maynard then made a motion to amend the said resolution by inserting after the words "United States," in the second line, the words "as at present organized."

Mr. President put the question on agreeing to said motion, and it was decided in the negative.

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The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Armstrong	Mr. Edmonds	Mr. Macdonald	
Mr. Beardsley	Mr. Fisk	Mr. McDowall	
Mr. Conklin	Mr. Foster	Mr. M'Lean	
Mr. Cropsey	Mr. Gere	Mr. Quackenboss	
Mr. Deitz	Mr. Halsey	Mr. Tallmadge	
Mr. Dodge	Mr. Hubbard	Mr. Westcott	
Mr. Eaton	Mr. Lansing		20

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. Rexford	
Mr. Birdsall	Mr. Mather	Mr. Seward	
Mr. Bronson	Mr. Maynard	Mr. Sherman	
Mr. Cary			10

Before taking the question on said resolution, and after the consideration of executive business,

The Senate adjourned until 11 o'clock to-morrow morning.

WEDNESDAY, 11 *O'CLOCK, A. M.—FEBRUARY* 1, 1832.

The Senate met pursuant to adjournment.

Mr. Hubbard presented a petition from the board of supervisors of the county of Chenango, praying for the construction of the Chenango canal; which was read, and referred to the committee of the whole when on that subject.

Mr. Edmonds, from the committee on canals, to whom was referred several petitions for the construction of the Oneida lake canal, reported a bill entitled "An act to incorporate the Oneida lake canal;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Ordered, That the said bill be printed.

Mr. Tallmadge, from the committee on rail-roads, to whom was referred several petitions for a rail-road from Rome to Watertown, reported a bill entitled "An act to incorporate the Watertown and Rome rail-road company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Ordered, That the said bill be printed.

Mr. Tallmadge, from the committee on rail-roads, to whom was referred the petition of Elkanah Watson and others, also reported a bill entitled "An act to revive and amend an act entitled 'An act to incorporate the Great Au Sable rail-road company,' passed April

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17, 1828;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Ordered, That the said bill be printed.

Mr. Fuller, from the select committee on the bill from the Assembly, entitled "An act authorising the appointment of a measurer of wood in the village of Rochester," reported the same with amendments; which was committed to a committee of the whole.

Mr. Westcott, from the select committee to whom was referred several petitions for the appointment of a measurer-general of grain, and a remonstrance against the same, made a report thereon, and brought in a bill, entitled "An act regulating the measuring of grain in the city of New-York;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 30.]

Ordered, That the said bill be printed.

A message was received from the Assembly, informing, that they had concurred in the amendments of the Senate to the bill entitled "An act to incorporate the Hebrew benevolent society of the city of New-York," and had amended the same accordingly.

The said amended bill having been examined,

Ordered, That the clerk return the same to the Assembly.

The Senate then took up the consideration of the resolutions offered by Mr. Deitz, in relation to the United States' bank, and spent some time thereon.

Ordered, That said resolutions be printed.

[*See Senate Document No.* 28.]

Then the Senate adjourned until 11 o'clock to-morrow morning.

THURSDAY, 11 *O'CLOCK*, *A. M.—FEBRUARY* 2, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard presented the petition of William Walcott and others, for a manufacturer's insurance company; which was read, and referred to the committee on banks and insurance companies.

Mr. McDowell presented the petition of John W. Jobbitt, an alien, praying to be authorised by law to take, hold and convey real estate; which was read, and referred to the committee on the judiciary.

Mr. Rexford presented the petition of sundry inhabitants of Sidney and Unadilla, in the counties of Delaware and Otsego, praying a charter to construct a bridge across the Susquehannah river; which was read, and referred to the committee on roads and bridges.

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Mr. McDowell presented a further petition from sundry inhabitants of the county of Tioga, praying for an act of incorporation to construct a rail-road from Elmira to the Pennsylvania line; which was read, and referred to the committee on rail-roads.

Mr. Westcott presented a petition from Lucas Elmendorff, praying for remuneration for damages in consequence of the proceedings of the president, directors and company of the Great southwestern turnpike company, and also a petition from the said company for a redress of their grievances; which were read, and referred to the committee on claims.

Mr. Tallmadge, from the committee on rail-roads, to whom were referred several petitions on that subject, reported a bill entitled "An act to incorporate the Hudson and Erie rail-road company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Ordered, That the said bill be printed.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to incorporate the Deposit bridge company:"

"An act in addition to the act entitled 'An act to incorporate the Brunswick and Pittstown turnpike company,' passed April 18th, 1831:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on roads and bridges.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the North American mining company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the village of Medina;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the incorporation of cities and villages.

A bill was received from the Assembly for concurrence, entitled "An act in relation to the Troy water-works company, and for insuring to the city of Troy a supply of water for the extinguishment of fires, and for other purposes;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the third senate district.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Smiths' beneficial society in the city of New-York;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Hargrave cotton factory;" which was

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read the first time, and by unanimous consent, was also read a second time, and referred to the committee on manufactures.

The Senate then took up the consideration of the resolutions offered by Mr. Deitz, in relation to the United States' bank, and spent some time thereon.

Then the Senate adjourned until 11 o'clock to-morrow morning.

FRIDAY, 11 *O'CLOCK*, *A. M.—FEBRUARY* 3, 1832.

The Senate met pursuant to adjournment.

Mr. Sherman presented the petition of John Downey and Richard Downey of the city of New-York, ship-carpenters, praying the State to release to them their right and title by escheat to a certain lot of ground in the city of New-York; which was read, and referred to the committee on the judiciary.

Mr. Sherman also presented the petition of Jacob Lorrillard and others, for an act to incorporate them by the name of "the New-York Protestant Episcopal mission society;" which was read, and referred to the committee on literature.

Mr. Macdonald presented the memorial of the Westchester and Putnam steam-boat company, praying for an act of incorporation; which was read, and referred to a select committee, consisting of Mr. Macdonald, Mr. Tallmadge and Mr. Eaton.

Mr. Birdsall presented the petition of J. Trowbridge and others, for the incorporation of the Buffalo marine hospital; which was read, and referred to a select committee, consisting of the members attending the Senate from the eighth senate district.

Mr. Edmonds presented the petition of sundry inhabitants of the county of Columbia, for a renewal of the charter of the Hudson and Berkshire rail-road company; which was read, and referred to the committee on rail-roads.

Mr. Halsey presented two several petitions from sundry inhabitants of the county of Seneca, for the incorporation of a company to construct a rail-road from the termination of the Ithaca and Owego rail-road at Ithaca, to the village of Geneva, to connect the Geneva and Canandaigua rail-road; which were read, and referred to the committee on rail-roads.

Mr. Beardsley presented the petition of Augustus Gardner; which was read, and referred to a select committee, consisting of the members attending the Senate from the sixth senate district.

Mr. Maynard, from the committee on the incorporation of cities and villages, reported a bill entitled "An act to amend the act to incorporate the village of Weedsport;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

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Mr. Maynard, from the committee on the incorporation of cities and villages, on the bill from the Assembly, entitled "An act to incorporate the the village of Medina," reported the same without amendment; which was committed to a committee of the whole.

A report was received from the inspectors of the state prison at Auburn, in compliance with a resolution of the Senate of the 11th of January last; which was read, and referred to the committee on state prisons.

[*See Senate Document No.* 33.]

Three several bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act for the relief of the heirs of James F. Gross, an alien:"

"An act for the relief of the heirs of Pierre Frederick Mairet, an alien:"

"An act vesting the title of a certain lot in the city of New-York, escheated to this State, in Elizabeth Idley, her heirs and assigns forever:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on the judiciary.

On motion of Mr. Hubbard,

Ordered, That the committee on claims be discharged from the further consideration of the petitions of Lucas Elmendorff, and of the First Great southwestern turnpike company.

On motion of Mr. Westcott,

Ordered, That said petitions be referred to the committee on the judiciary.

The bill entitled "An act to incorporate the Hudson river coal company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Eaton	Mr. Maynard
Mr. Armstrong	Mr. Edmonds	Mr. McDowell
Mr. Beardsley	Mr. Fisk	Mr. McLean
Mr. Birdsall	Mr. Foster	Mr. Quackenboss
Mr. Bronson	Mr. Gere	Mr. Rexford
Mr. Cary	Mr. Halsey	Mr. Seward
Mr. Conklin	Mr. Hubbard	Mr. Sherman
Mr. Cropsey	Mr. Lansing	Mr. Tallmadge
Mr. Deitz	Mr. Macdonald	Mr. Westcott
Mr. Dodge	Mr. Mather	29

Ordered, That the clerk deliver said bill to the Assembly and request their concurrence to the same.

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The Senate then took up the consideration of the resolutions offered by Mr. Deitz, in relation to the United States' bank, and spent some time thereon.

On motion of Mr. Dodge,

Ordered, That when the Senate adjourns, it will adjourn to meet at 10 o'clock to-morrow morning.

Then the Senate adjourned until 10 o'clock to-morrow morning.

SATURDAY, 10 *O'CLOCK, A. M.—FEBRUARY* 4, 1832.

The Senate met pursuant to adjournment.

Mr. Hubbard, from the committee on claims, to whom was referred the petition of George Deming, reported a bill entitled "An act for the relief of George Deming;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Westcott, from the committee on roads and bridges, reported without amendment, two several bills from the Assembly, of the following titles, to wit:

"An act in addition to the act entitled 'An act to incorporate the Brunswick and Pittstown turnpike company,' passed April 18th, 1831:"

"An act to incorporate the Deposit bridge company:"

Which were committed to a committee of the whole.

The Senate then took up the consideration of the resolutions offered by Mr. Deitz, in relation to the Bank of the United States; which were again read in the words following, to wit:

Resolved, (if the Assembly concur,) That it is the sentiment of this Legislature that the charter of the Bank of the United States ought not to be renewed; and that our Senators in Congress be instructed, and our Representatives respectfully requested, to vote against such renewal.

Resolved, (if the Assembly concur,) That the Secretary of State transmit to each of the Senators and Representatives in Congress of this State, a copy of the foregoing resolution.

Thereupon,

On motion of Mr. Maynard,

A division of the question was ordered on said resolutions.

Mr. Allen then made a motion to amend the said first resolution, by inserting after the word "renewed," in the third line, the words following, to wit:

"Except upon the condition that no branch of said bank shall be placed in any of the States without the consent of the Legislature thereof; and that the capital employed by any such branch, shall be liable to the same amount of taxes and impositions, that may at

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any time be imposed on the local banks of any State where such branch may be placed; and such other conditions as the wisdom of Congress may deem necessary."

Mr. President put the question on agreeing to the said amendment, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Armstrong	Mr. Edmonds	Mr. Macdonald	
Mr. Beardsley	Mr. Fisk	Mr. McDowell	
Mr. Conklin	Mr. Foster	Mr. McLean	
Mr. Cropsey	Mr. Gere	Mr. Quackenboss	
Mr. Deitz	Mr. Halsey	Mr. Tallmadge	
Mr. Dodge	Mr. Hubbard	Mr. Westcott	
Mr. Eaton	Mr. Lansing		20

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. Rexford	
Mr. Birdsall	Mr. Mather	Mr. Seward	
Mr. Bronson	Mr. Maynard	Mr. Sherman	
Mr. Cary			10

Mr. President put the question on agreeing to said first resolution, and it was decided in the affirmative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Edmonds	Mr. Macdonald	
Mr. Beardsley	Mr. Fisk	Mr. McDowall	
Mr. Conklin	Mr. Foster	Mr. M'Lean	
Mr. Cropsey	Mr. Gere	Mr. Quackenboss	
Mr. Deitz	Mr. Halsey	Mr. Tallmadge	
Mr. Dodge	Mr. Hubbard	Mr. Westcott	
Mr. Eaton	Mr. Lansing		20

FOR THE NEGATIVE.

Mr. Allen	Mr. Fuller	Mr. Rexford	
Mr. Birdsall	Mr. Mather	Mr. Seward	
Mr. Bronson	Mr. Maynard	Mr. Sherman	
Mr. Cary			10

The Senate also agreed to the second resolution.

Mr. Maynard then moved the following resolution:

Resolved, That if the charter of the present Bank of the United States be not renewed, it is the sentiment of this Legislature that a

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new national bank should be created, to commence its operations at the expiration of the charter of the existing bank.

Thereupon,

Mr. Tallmadge moved that the said resolution be indefinitely postponed.

Mr. President put the question on agreeing to said motion, and it was decided in the affirmative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Eaton	Mr. Lansing	
Mr. Armstrong	Mr. Edmonds	Mr. Macdonald	
Mr. Beardsley	Mr. Fisk	Mr. McDowell	
Mr. Conklin	Mr. Foster	Mr. McLean	
Mr. Cropsey	Mr. Gere	Mr. Quackenboss	
Mr. Deitz	Mr. Halsey	Mr. Tallmadge	
Mr. Dodge	Mr. Hubbard	Mr. Westcott	21

FOR THE NEGATIVE.

Mr. Birdsall	Mr. Fuller	Mr. Rexford	
Mr. Bronson	Mr. Mather	Mr. Seward	
Mr. Cary	Mr. Maynard	Mr. Sherman	9

Then the Senate adjourned until 11 o'clock on Monday morning next.

MONDAY, 11 *O'CLOCK, A. M.—FEBRUARY* 6, 1832.

The Senate met pursuant to adjournment.

Mr. Hubbard presented the petition of the citizens of Groton, in the county of Tompkins, praying for a division of said town; which was read, and referred to the committee on the division of counties and towns.

Mr. Tallmadge presented the petition of Ralph Thompson Ellison, praying for a release of a right of the State to certain property therein mentioned; which was read, and referred to the committee on the judiciary.

Mr. Tallmadge also presented the petitions of sundry inhabitants of the town of Rochester, praying for an act authorising Abraham D. Sahler to take the oath of office as commissioner of deeds in the county of Ulster; which was read, and referred to the committee on the judiciary.

Mr. Sherman presented two several petitions of the president and directors of the deaf and dumb institution in the city of New-York,

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for an amendment of the act of April 1822, and to be permitted to receive certain funds; which were read, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

Mr. Maynard presented the petition of Erastus Willard, for relief in relation to lands in the Oneida reservation; which was read, and referred to the committee on claims.

Mr. Armstrong, from the committee on manufactures, on the bill from the Assembly, entitled "An act to incorporate the Hargrave cotton factory," reported the same without amendment; which was committed to a committee of the whole.

Mr. Allen, from the select committee, consisting of the members from the first senate district, on the bill from the Assembly, entitled "An act to incorporate the North American mining company," reported the same with an amendment; which was committed to a committee of the whole.

Mr. Allen, from the same committee, on the bill from the Assembly, entitled "An act to incorporate the Smiths' beneficial society in the city of New-York," reported the same without amendment; which was committed to a committee of the whole.

A report from the Commissioners of the Land-Office, on the petition of William Long, was received and read.

[*See Senate Document No.* 37.]

Ordered, That said report and petition be referred to the committee on claims.

On motion of Mr. Hubbard,

Ordered, That the committee on claims be discharged from the further consideration of the petition of Lumon Brockway, and that the petitioner have leave to withdraw his petition.

On motion of Mr. Hubbard,

Ordered, That the bill entitled "An act for the construction of the Chenango canal," be made the special order of the day for Monday next.

Mr. Tallmadge gave notice that, on some future day he would ask leave to introduce a bill "to amend an act entitled 'An act relative to incorporations for manufacturing purposes,' passed March 22, 1811, and the several acts subsequent thereto, not revised by the Revised Statutes."

Thereupon,

Mr. Tallmadge, by unanimous consent, brought in said bill, entitled "An act to amend an act in relation to incorporations for manufacturing purposes,' passed March 22, 1811, and the several acts subsequent thereto, not revised by the Revised Statutes;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on manufactures.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the New-York annual conference ministers' mutual assistance society;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Maynard, from the said committee, reported the same with

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an amendment; which report was agreed to by the Senate, the amendment ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to amend the act to incorporate the village of Weedsport;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, from the said committee, reported the same with an amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to amend the charter of the Bank of Poughkeepsie;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported progress, and asked for and obtained leave to sit again.

Ordered, That the said bill be printed.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of the heirs of David Barnes;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported the same with an amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then, pursuant to the concurrent resolution of the Senate and Assembly of the 28th January, proceeded to nominate a Secretary of State of this State, when each member present openly nominated as follows:

For Azariah C. Flagg.

Mr. Allen	Mr. Edmonds	Mr. McDowell	
Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Beardsley	Mr. Foster	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Westcott	
Mr. Eaton	Mr. Macdonald		23

For Gideon Hawley.

Mr. Birdsall	Mr. Lynde	Mr. Maynard	
Mr. Cary	Mr. Mather	Mr. Seward	
Mr. Fuller			7

Thereupon,

Resolved, That Azariah C. Flagg be and he is hereby nominated on the part of the Senate, Secretary of State for this State.

The Senate then proceeded to the nomination of a Comptroller of this State, when each member present openly nominated as follows:

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For Silas Wright, Jun.

Mr. Allen	Mr. Edmonds	Mr. McDowall	
Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Beardsley	Mr. Foster	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Westcott	
Mr. Eaton	Mr. Macdonald		23

For John C. Spencer.

Mr. Birdsall	Mr. Lynde	Mr. Maynard	
Mr. Cary	Mr. Mather	Mr. Seward	
Mr. Fuller			7

Thereupon,

Resolved, That Silas Wright, Jun. be and is hereby nominated, on the part of the Senate, Comptroller of this State.

The Senate then proceeded to nominate a Treasurer of this State, when each member present openly nominated as follows :

For Abraham Keyser.

Mr. Allen	Mr. Edmonds	Mr. McDowall	
Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Beardsley	Mr. Foster	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Westcott	
Mr. Eaton	Mr. Macdonald		23

For William Mayell.

Mr. Birdsall	Mr. Lynde	Mr. Maynard	
Mr. Cary	Mr. Mather	Mr. Seward	
Mr. Fuller			7

Thereupon,

Resolved, That Abraham Keyser be and he is hereby nominated, on the part of the Senate, Treasurer of this State.

The Senate then proceeded to nominate an Attorney-General, when each member present openly nominated as follows:

For Greene C. Bronson.

Mr. Allen	Mr. Edmonds	Mr. McDowall
Mr. Armstrong	Mr. Fisk	Mr. McLean
Mr. Beardsley	Mr. Foster	Mr. Quackenboss
Mr. Bronson	Mr. Gere	Mr. Rexford

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Mr. Conklin	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Westcott	
Mr. Eaton	Mr. Macdonald		23

For SAMUEL M. HOPKINS.

Mr. Birdsall	Mr. Lynde	Mr. Maynard	
Mr. Cary	Mr. Mather	Mr. Seward	
Mr. Fuller			7

Thereupon,

Resolved, That Greene C. Bronson be and is hereby nominated, on the part of the Senate, Attorney-General of this State.

The Senate then proceeded to nominate a Surveyor-General of this State, when the members present openly nominated as follows:

For SIMEON DE WITT.

Mr. Allen	Mr. Edmonds	Mr. McDowell	
Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Beardsley	Mr. Foster	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Westcott	
Mr. Eaton	Mr. Macdonald		23

For JAMES GEDDES.

Mr. Birdsall	Mr. Lynde	Mr. Maynard	
Mr. Cary	Mr. Mather	Mr. Seward	
Mr. Fuller			7

Thereupon,

Resolved, That Simeon De Witt be and he is hereby nominated, on the part of the Senate, Surveyor-General of this State.

The Senate then proceeded to nominate a Commissary-General of this State, when each member present openly nominated as follows:

For ALEXANDER M. MUIR.

Mr. Allen	Mr. Edmonds	Mr. McDowell	
Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Beardsley	Mr. Foster	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Westcott	
Mr. Eaton	Mr. Macdonald		23

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For PETER SKEN SMITH.

Mr. Cary	Mr. Lynde	Mr. Maynard	
Mr. Fuller	Mr. Mather	Mr. Seward	6

For WILLIAM H. SPENCER.

Mr. Birdsall			1

Thereupon,

Resolved, That Alexander M. Muir be and is hereby nominated, on the part of the Senate, as Commissary-General of this State.

The Senate then proceeded to nominate a Regent of the University, in the place of Benjamin F. Butler, resigned, when each member present openly nominated as follows:

For JOHN L. VIELE.

Mr. Allen	Mr. Edmonds	Mr. McDowell	
Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Beardsley	Mr. Foster	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Westcott	
Mr. Eaton	Mr. Macdonald		23

For SAMUEL A. FOOT.

Mr. Birdsall	Mr. Lynde	Mr. Maynard	
Mr. Cary	Mr. Mather	Mr. Seward	
Mr. Fuller			7

Thereupon,

Resolved, That John L. Viele be and is hereby nominated, on the part of the Senate, a Regent of the University of this State.

Resolved, (if the Assembly concur,) That the Senate will immediately meet the Assembly in the Assembly Chamber, to compare their nominations of a Secretary of State, Comptroller, Treasurer, Attorney-General, Surveyor-General, Commissary-General, and Regent of the University, of this State.

Ordered, That the clerk deliver a copy of said resolution to the Assembly.

A copy of a resolution from the Assembly, informing, that they would immediately meet the Senate in the Assembly Chamber, to compare their said nominations of a Secretary of State, Comptroller, Treasurer, Attorney-General, Surveyor-General, Commissary-General, and a Regent of the University, of this State.

Mr. President accordingly left the chair, and, with the Senate, proceeded to the Assembly Chamber to meet the Assembly; and on comparing their respective nominations, they were found to agree

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in the name of Azariah C. Flagg for Secretary of State, Silas Wright, jun. for Comptroller, Abraham Keyser for Treasurer, Greene C. Bronson for Attorney-General, Simeon De Witt for Surveyor-General, Alexander M. Muir for Commissary-General, and John L. Viele for Regent of the University, of this State: And the President thereupon announced and declared the said Azariah C. Flagg to be duly appointed Secretary of State of this State, Silas Wright, jun. to be duly appointed Comptroller of this State, Abraham Keyser to be duly appointed Treasurer of this State, Greene C. Bronson to be duly appointed Attorney-General of this State, Simeon De Witt to be duly appointed Surveyor-General of this State, Alexander M. Muir to be duly appointed Commissary-General of this State, and John L. Viele to be duly appointed a Regent of the University of this State.

Thereupon,

The Senate having returned to the Senate Chamber, the President announced the said proceedings to have taken place.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act granting authority to the supervisors of the county of Westchester to raise a sum of money to purchase land and make improvements for the use of the poor;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Fisk, from the said committee, reported the same without amendment; which was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act authorising certain persons therein named to change their names;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lynde, from the said committee, reported the same without amendment; which was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act altering the name of Jacob Adrian Van Den Heuval;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported the same without amendment.

Mr. President put the question on agreeing to the report of the committee, and it was decided in the affirmative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Bronson	Mr. Foster	Mr. Quackenboss	
Mr. Conklin	Mr. Gere	Mr. Sherman	
Mr. Cropsey	Mr. Halsey	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Westcott	
Mr. Eaton	Mr. Macdonald		17

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FOR THE NEGATIVE.

Mr. Allen	Mr. Fuller	Mr. Maynard
Mr. Beardsley	Mr. Hubbard	Mr. McDowell
Mr. Birdsall	Mr. Lynde	Mr. Rexford
Mr. Cary	Mr. Mather	Mr. Seward
Mr. Edmonds		13

The bill was ordered to a third reading.

Then the Senate adjourned until 11 o'clock to-morrow morning.

TUESDAY, 11 *O'CLOCK*, *A. M.—FEBRUARY* 7, 1832.

The Senate met pursuant to adjournment.

Mr. McLean presented the petition of Nicholas Rosavelt and others, heirs and devisees of John Thurman, for indemnity for deficiency in land granted by the State; which was read, and referred to the committee on claims.

Mr. Fuller presented six several petitions for the incorporation of the Dansville bank; which were read, and referred to the committee on banks and insurance companies.

Mr. Fuller presented eight several petitions for the incorporation of the Dansville and Rochester rail-road company; which were read, and referred to the committee on rail-roads.

Mr. Allen presented a memorial of the dealers in grain in the city of New-York, praying that the bill appointing a measurer-general of grain for that city, may pass into a law; which was read, and referred to the committee of the whole when on that subject.

Mr. Edmonds presented the memorial of Dr. Samuel White, praying for aid to the Hudson lunatic asylum; which was read, and referred to the select committee on the Governor's message in relation to insane poor and county poor-houses, of which Mr. Sherman is chairman.

Ordered, That said memorial be printed.

[*See Senate Document No.* 39.]

Mr. Sherman presented the petition of William Simpson, inspector of tobacco in the city of New-York, for an amendment of the law under which he was appointed; which was read, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

Mr. Eaton presented a petition for a turnpike from Duanesburgh to the city of Schenectady; which was read, and referred to the committee on roads and bridges.

Mr. Foster presented a memorial of a convention of delegates from the counties of Oneida, Madison, Broome and Chenango, pray-

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ing for the construction of the Chenango canal; which was read, and referred to the committee of the whole when on that subject.

Mr. McLean, from the committee on literature, on the petition of Jacob Lorillard and others, reported a bill entitled "An act to incorporate the New-York Protestant Episcopal city mission society;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Beardsley, from the committee on the judiciary, on the bill from the Assembly, entitled "An act relative to the oath of office of justices of the peace," reported the same without amendment; which was committed to a committee of the whole.

Mr. Beardsley, from the same committee, on the bill entitled "An act to repeal certain provisions of the Revised Statutes which require the clerks of the Supreme Court to procure and keep records of transcripts of judgments docketted in the clerk's office of the Circuit and District Courts of the United States," reported against the same; which bill and report was committed to a committee of the whole.

Mr. Macdonald, from a select committee, reported a bill entitled "An act to incorporate the Westchester and Putnam steam-boat company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Ordered, That the said bill be printed.

Mr. Sherman, from the select committee on so much of the Governor's message as relates to insane poor and county poor-houses, on the petition of the corporation of the city of Albany, made a report thereon, and brought in a bill, entitled "An act relative to the support of the poor in the city of Albany;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 38.]

Ordered, That the said bill be printed.

Mr. Beardsley, from a select committee, reported a bill entitled "An act authorising Augustus Gardner to maintain the dam across the Susquehannah river erected by Thomas Shankland;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

A bill was received from the Assembly for concurrence, entitled "An act to extend for a limited period the charter of the Bank of Lansingburgh;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on banks and insurance companies.

A bill was received from the Assembly for concurrence, entitled "An act authorising the assessment and collection of a certain sum of money in school district No. 2 in the town of Watervliet, in the county of Albany;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the third senate district.

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Mr. Deitz asked for and obtained leave of absence for Mr. Gere for four days.

On motion of Mr. Foster,

Ordered, That the report of the committee on claims on the petition of John Sargeant, be committed to a committee of the whole.

Mr. Seward, from the committee on enrolled bills, reported two bills as correctly engrossed, of the following titles, to wit:

"An act for the relief of the heirs of David Barnes:"

"An act to amend an act to incorporate the village of Weedsport."

Thereupon,

The said engrossed bill, entitled "An act for the relief of the heirs of David Barnes," was read the third time and passed.

Ordered, That the clerk deliver said bill to the Assembly and request their concurrence to the same.

The said engrossed bill, entitled "An act to amend an act to incorporate the village of Weedsport," was read the third time.

Ordered, That the question on the final passage of said bill be laid on the table.

The bill from the Assembly, entitled "An act to authorise certain persons therein mentioned to change their names," was read the third time and passed.

The bill from the Assembly, entitled "An act granting authority to the supervisors of the county of Westchester to raise a sum of money to purchase land and make improvements for the use of the poor," was read the third time and passed.

The bill from the Assembly, entitled "An act altering the name of Jacob Adrian Van Den Heuval," was read the third time and passed.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Birdsall	Mr. Foster	Mr. Quackenboss	
Mr. Bronson	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Lansing	Mr. Tallmadge	
Mr. Deitz	Mr. Macdonald	Mr. Westcott	
Mr. Eaton			16

FOR THE NEGATIVE.

Mr. Allen	Mr. Dodge	Mr. Mather	
Mr. Beardsley	Mr. Fuller	Mr. Maynard	
Mr. Cary	Mr. Lynde	Mr. Rexford	9

Ordered, That the clerk deliver said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

The bill from the Assembly, entitled "An act to incorporate the New-York annual conference ministers' mutual assistance society," with the engrossed amendment, was read the third time and passed;

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two-thirds of all the members elected to the Senate, voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Dodge	Mr. Mather
Mr. Armstrong	Mr. Eaton	Mr. Maynard
Mr. Beardsley	Mr. Fisk	Mr. M'Lean
Mr. Birdsall	Mr. Foster	Mr. Quackenboss
Mr. Bronson	Mr. Fuller	Mr. Rexford
Mr. Cary	Mr. Halsey	Mr. Sherman
Mr. Conklin	Mr. Lansing	Mr. Tallmadge
Mr. Cropsey	Mr. Macdonald	Mr. Westcott
Mr. Deitz		25

Ordered, That the clerk deliver the said bill to the Assembly, and inform them that the Senate have passed the same with the amendments therewith delivered.

After the consideration of executive business, the Senate adjourned until 11 o'clock to-morrow morning.

WEDNESDAY, 11 *O'CLOCK*, *A. M.—FEBRUARY* 8, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard presented a petition for a canal from the Erie canal to the Oneida lake: which was read, and referred to the committee of the whole when on that subject.

Mr. Maynard also presented a petition for the Tanners' insurance company at Utica; which was read, and referred to the committee on banks and insurance companies.

Mr. Cropsey presented the remonstrance of sundry inhabitants of the city of New-York, against the appointment of a measurer-general of grain for said city; which was read, and referred to the committee of the whole when on that subject.

Mr. McDowell presented the petition of sundry inhabitants of the town of Arlington, praying to have the name of said town changed to that of Richford; which was read, and referred to the committee on the division of counties and towns.

Mr. Dodge presented the petition of sundry inhabitants of Fort-Plain village, praying for an act to incorporate the same; which was read, and referred to the committee on the incorporation of cities and villages.

Mr. Allen presented the memorial of the mayor, aldermen and commonalty of the city of New-York, relative to so amending the constitution as that the mayor of that city may be elected by the

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people; which was read, and referred to the committee on the judiciary.

Mr. Birdsall presented the petition of sundry inhabitants of the county of Chautauque, for a bank at Westfield; which was read, and referred to the committee on banks and insurance companies.

Mr. Birdsall also presented the petition for a rail-road from Portland harbor on Lake Erie, to the head of Chautauque lake at Mayville; which was read, and referred to the committee on rail-roads.

Mr. Maynard, from the committee on the incorporation of cities and villages, reported a bill entitled "An act to amend the act entitled 'An act to consolidate and amend the charter of the village of Watertown;'" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Allen, from the committee on banks and insurance companies, on the petition for an insurance company at Utica, made a report thereon, and brought in a bill entitled "An act to incorporate the Oneida insurance company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 41.]

Mr. Tallmadge, from the committee on rail-roads, reported a bill entitled "An act to incorporate the Rochester and Dansville rail-road company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Ordered, That the said bill be printed.

Mr. Beardsley, from the committee on the judiciary, reported without amendment, the bill from the Assembly, entitled "An act extending the powers of county superintendents of the poor;" which was committed to a committee of the whole.

Mr. Beardsley, from the same committee, on the resolution from the Assembly in relation to the bankrupt law, reported in favor of the same.

Ordered, That said report and resolution be laid upon the table.

Mr. Beardsley, from the same committee, on two several resolutions from the Assembly for amending the constitution in relation to the election of the mayor of the city of New-York, and in relation to the duty on salt, made a report thereon.

[*See Senate Document No.* 40.].

Ordered, That the said report and resolutions be committed to a committee of the whole.

Mr. Fisk, from the select committee on the Governor's message in relation to the survivors of the revolution, on the resolution from the Assembly to extend the pension law, reported in favor of the same.

Ordered, That the said report and resolution be committed to a committee of the whole.

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A communication from Silas Wright, jun. was received, and read as follows, to wit:

The Hon. EDWARD P. LIVINGSTON,
President of the Senate.

DEAR SIR,

Permit me to communicate through you to the Senate, my acceptance of the appointment by the Legislature to the office of Comptroller, and my respectful acknowledgments for this renewed expression of confidence from that body.

I have the honor to be,
With great respect,
Your obedient servant,
SILAS WRIGHT, JR.

A communication from Greene C. Bronson was received, and read as follows, to wit:

Albany, February 8, 1832.

Hon. EDWARD P. LIVINGSTON,
President of the Senate.

Hon. CHARLES L. LIVINGSTON,
Speaker of the Assembly.

GENTLEMEN,

Please communicate to the representatives of the people my acceptance of the office of Attorney-General, and my respectful acknowledgments for the renewed expression of their confidence.

I am, with great respect,
Your obedient servant,
GREENE C. BRONSON.

A communication from Alexander M. Muir was received, and read as follows, to wit:

STATE OF NEW-YORK,
COMMISSARY-GENERAL'S DEPARTMENT.
February 8, 1832.

To the Hon. EDWARD P. LIVINGSTON,
Lieutenant-Governor and President of the Senate.

SIR,

The concurrent resolutions of the honorable the Senate and Assembly of this State, of the 6th instant, appointing me Commissary-General, have been received: May I request you to communicate to the House over which you preside, my acceptance of the office, and to the members, my acknowledgments for this renewed expression of their confidence.

Very respectfully,
I have the honor to be,
Your obedient servant.
ALEXANDER M. MUIR.

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The engrossed bill entitled "An act to authorise the erection of a new jail in the county of Chautauque," was read the third time and passed.

Ordered, That the clerk deliver said bill to the Assembly, and request their concurrence to the same.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to amend the charter of the Bank of Poughkeepsie;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to divide the town of Pembroke, in the county of Genesee;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McDowell, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of John Pratt and Matthew Pratt;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Allen, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

Mr. Birdsall presented a petition from sundry inhabitants of the town of Ellicott, in Chautauque county, for a division of said town; which was read, and referred to the committee on the division of counties and towns.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the village of Geneseo;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Dodge, from the said committee, reported the same without amendment.

Ordered, That said report be laid upon the table.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act providing for the sale of lands belonging to this State lying near Wood creek in the county of Oneida, and the St. Regis reservation;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 11 o'clock to-morrow morning.

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THURSDAY, 11 *O'CLOCK*, *A. M.—FEBRUARY* 9, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard presented four several remonstrances against the division of the town of Deerfield; which were read, and referred to the committee on the division of counties and towns.

Mr. McLean presented a petition of John C. McLean, for indemnity for land sold by the Surveyor-General for interest; which was read, and referred to the committee on claims.

Mr. Halsey presented three several petitions of sundry inhabitants of Seneca county, for the incorporation of a company to construct a rail-road from Geneva to Ithaca; which was read, and referred to the committee on rail-roads.

Mr. McDowell presented a remonstrance of sundry inhabitants of the town of Groton, against the division of the said town; which was read, and referred to the committee on the division of counties and towns.

Mr. Deitz, from the select committee on the bill from the Assembly, entitled "An act authorising the assessment and collection of a certain sum of money in school district No. 2 in the town of Watervliet, in the county of Albany," reported the same without amendment; which was committed to a committee of the whole.

Mr. Birdsall, from the select committee on the petition of Calvin Hotchkiss and others, brought in a bill, entitled "An act to authorise the sale of certain lots of land in the village of Lewiston, to William Hotchkiss, Calvin Hotchkiss and Dennis Harrison;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

A communication from Azariah C. Flagg was received, and read as follows, to wit:

STATE OF NEW-YORK,
SECRETARY'S OFFICE.

Albany, February 8, 1832.

To EDWARD P. LIVINGSTON,
President of the Senate.

SIR,

In communicating to that branch of the Legislature over which you preside, my acceptance of the office of Secretary of State, I beg leave to accompany it with my thanks for this renewed evidence of its confidence.

With great respect,
Your obedient servant,
A. C. FLAGG.

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A communication was received from Simeon De Witt, and read as follows, to wit:

SIR,

My appointment to the office of Surveyor-General having been officially announced, it behoves me to signify my acceptance of it, which I now do, with grateful feelings for this renewed evidence of the confidence reposed in me by the public.

I have the honor to be,
Most respectfully,
Your obedient servant,
S. DE WITT.

THE PRESIDENT OF THE SENATE.
February 9, 1832.

A communication was received from John L. Viele, and read as follows, to wit:

Hon. EDWARD P. LIVINGSTON,
Lieutenant-Governor.

SIR,

I accept the appointment of Regent of the University of this State; and permit me to communicate, through you, to the Senate, my grateful sense of the honor conferred.

Very respectfully,
Your obedient servant,
J. L. VIELE.

Albany, *February* 8, 1832.

A copy of a resolution from the Assembly was received, informing, that they had concurred in the resolutions of the Senate, in relation to the Bank of the United States.

Mr. Sherman gave notice that he would, on some future day, ask for leave to introduce a bill relative to the Supreme and Circuit Courts.

Thereupon,

Mr. Sherman, by unanimous consent, brought in said bill, entitled "An act in relation to the Supreme and Circuit Courts;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the judiciary.

Mr. Seward, from the committee on enrolled bills, reported the bill entitled "An act for the relief of John Pratt and Matthew Pratt," as correctly engrossed.

Thereupon,

The said engrossed bill entitled "An act for the relief of John Pratt and Matthew Pratt," was read the third time and passed.

***Ordered*, That the clerk deliver said bill to the Assembly, and request their concurrence to the same.**

The bill from the Assembly, entitled "An act to divide the town of Pembroke, in the county of Genesee," was read the third time and passed.

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Ordered, That the clerk deliver said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act providing for the sale of lands belonging to this State upon and near Wood creek in the county of Oneida, and the St. Regis reservation;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to amend the charter of the Jefferson county bank;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Oneida lake canal;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Sherman, from the said committee, reported progress, and asked for and obtained leave to sit again.

Ordered, That the committee of the whole be discharged from the further consideration of said bill, and that the same, together with the documents, be referred to the canal board.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act authorising Henry Barclay to maintain a toll bridge across the Esopus creek at the village of Ulster;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Fuller, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to revive and amend the act entitled 'An act to incorporate the Great Au Sable rail-road company,' passed April 17, 1828;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

Then the Senate adjourned until 11 o'clock to-morrow morning.

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FRIDAY, 11 *O'CLOCK, A. M.—FEBRUARY* 10, 1832.

The Senate met pursuant to adjournment.

Mr. Allen presented the petition of the Jackson marine insurance company, praying for an amendment of their charter; which was read, and referred to the committee on banks and insurance companies.

Mr. Dodge, from the committee on the division of counties and towns, on the petition of sundry inhabitants of the town of Arlington, made a report thereon, and brought in a bill entitled "An act to alter the name of the town of Arlington, in the county of Tioga;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 43.]

Mr. Tallmadge, from the committee on rail-roads, on the petition of sundry inhabitants of the county of Columbia, reported a bill entitled "An act to revive and amend an act entitled 'An act to incorporate the Hudson and Berkshire rail-road company,'" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Ordered, That the said bill be printed.

Mr. Fuller, from the committee on claims, on the petition of William Long, reported a bill entitled "An act for the relief of William Long;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

A communication was received from A. Keyser, and read as follows, to wit:

Albany, February 9, 1832.

SIR,

The resolutions of the two houses of the Legislature, appointing me Treasurer of this State, have been received. In accepting the station to which the partiality of the Legislature has again appointed me, allow me to express through you to the members of the house over which you have the honor of presiding, my grateful acknowledgements for the high honor conferred by this renewed proof of their confidence.

With great respect,
Your humble servant,
A. KEYSER.

Hon. EDWARD P. LIVINGSTON,
President of the Senate.

The bill entitled "An act to incorporate the New-York annual conference ministers' mutual assistance society," was received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended it accordingly.

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The said amended bill having been examined,

***Ordered*, That the clerk return the same to the Assembly.**

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the president, directors and company of the Steuben county bank;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on banks and insurance companies.

The bill entitled "An act to incorporate the city of Utica," was returned by the Assembly, with a message that they had passed the same without amendment; which was presented to his excellency the Governor by the clerk.

On motion of Mr. Hubbard,

Ordered, That the committee on claims be discharged from the further consideration of the petition of Nicholas Rosevelt and others, and that the same be referred to the Commissioners of the Land-Office.

On motion of Mr. Maynard,

Resolved, That the Canal Board, to which has been referred the bill for the construction of the canal from the Erie canal to the Oneida lake, report to the Senate their opinion of the utility of the contemplated improvement, and whether it would be most promotive of the interests of the State, that the said improvement should be made by the State or by an incorporated company. And also, that the said board report whether, in their opinion, it will, at any time, be necessary or expedient to use the Oneida creek as a feeder to the Erie canal; and whether there is any difficulty in taking the said creek into the said canal.

Mr. Westcott asked for and obtained leave of absence for Mr. Quackenboss for four days.

Mr. Tallmadge asked for and obtained leave of absence for Mr. Beardsley for three days.

Mr. Lynde gave notice that he would, on some future day, ask leave to introduce a bill to amend the Revised Statutes so as to refer to the same by volume, page and section, instead of by part, chapter, title, article and section, as now referred to.

The bill from the Assembly, entitled "An act authorising Henry Barclay to maintain a toll bridge across the Esopus creek at the village of Ulster," with the engrossed amendments, was read the third time, and the question on its final passage was ordered to be laid on the table.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to amend the charter of the Bank of Poughkeepsie;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to amend the charter of the Jefferson county bank;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Watertown and Rome

rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Birdsall, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act relating to the measuring of grain in the city of New-York;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Tallmadge, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 11 o'clock to-morrow morning.

SATURDAY, 11 *O'CLOCK*, *A. M.—FEBRUARY* 11, 1832.

The Senate met pursuant to adjournment.

Mr. Tallmadge presented a petition of sundry inhabitants of the county of Ulster, praying for a rail-road from Kingston to Owego; which was read, and referred to the committee on rail-roads.

Mr. Tallmadge also presented the petition of Thomas Smith and Hannah Straw of the city of Albany, for the release of the right of the State to certain escheated lands; which was read, and referred to the committee on the judiciary.

Mr. Dodge presented a petition for a division of the town of Deerfield, in the county of Oneida; which was read, and referred to the committee on the division of counties and towns.

Mr. Tallmadge, from the committee on rail-roads, reported a bill entitled "An act to incorporate the Ithaca and Geneva rail-road company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Tallmadge, from the same committee, on the petition of sundry inhabitants of the county of Tioga, reported a bill entitled "An act to incorporate the Elmira and Williamsport rail-road company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the president, directors and company of the Brooklyn bank;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on banks and insurance companies.

A copy of a resolution from the Assembly was read, in the words following, to wit:

Resolved, That the following amendment to the Constitution of this State be proposed, and referred to the Legislature next to be chosen; and that the Secretary of State cause the same to be published in one newspaper in each of the counties of this State, if there be one printed therein, for three months previous to the next annual

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election, in pursuance of the provisions of the first section of the eighth article of the said constitution:

At the end of the tenth section of the fourth article of the said Constitution, add the following words: "except in the city of New-York, in which city the mayor shall be chosen annually by the electors thereof qualified to vote for the other charter officers of the said city, and at the time of the election of such officers."

The said resolution was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

A copy of a resolution from the Assembly, was read in the words following, to wit:

Resolved, That the following amendment to the Constitution of this State be proposed, and referred to the Legislature next to be chosen; and that the Secretary of State cause the same to be published in one newspaper in each of the counties of this State, if there be one printed therein, for three months previous to the next annual election:

That the duties on the manufacture of all salt, as established by the act of the fifteenth of April, one thousand eight hundred and seventeen, and by the tenth section of the seventh article of the Constitution of this State, may at any time hereafter be reduced by an act of the Legislature of this State, but shall not, while the same is appropriated and pledged by the said section, be reduced below the sum of six cents upon each and every bushel; and the said duties shall remain inviolably appropriated and applied as is provided by the said tenth section. And that so much of the said tenth section of the seventh article of the Constitution of this State, as is inconsistent with this amendment, be abrogated.

The said resolution was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Mather, from the committee on enrolled bills, reported the bill entitled "An act providing for the sale of the lands belonging to this state, lying upon and near Wood creek in the county of Oneida, and the St. Regis reservation," as correctly engrossed.

Thereupon,

The said engrossed bill was read the third time and passed.

Ordered, That the clerk deliver said bill to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act authorising Henry Barclay to maintain a toll bridge across the Esopus creek at the village of Ulster," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate, voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard
Mr. Armstrong	Mr. Fuller	Mr. McDowall
Mr. Birdsall	Mr. Halsey	Mr. M'Lean
Mr. Bronson	Mr. Hubbard	Mr. Rexford

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Mr. Conklin	Mr. Lansing	Mr. Seward	
Mr. Cropsey	Mr. Lynde	Mr. Sherman	
Mr. Deitz	Mr. Macdonald	Mr. Tallmadge	
Mr. Dodge	Mr. Mather	Mr. Westcott	24

Ordered, That the clerk deliver the said bill to the Assembly, and inform them that the Senate have passed the same with the amendments therewith delivered.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to amend the charter of the Bank of Poughkeepsie;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported the same with amendments.

Ordered, That said report be laid upon the table.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to amend the charter of the Jefferson county bank;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported the same with amendments.

Ordered, That the said report be laid upon the table.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act in relation to the measuring of grain in the city of New-York;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Birdsall, on behalf of Mr. Tallmadge, from the said committee, reported progress.

Ordered, That the said report be laid upon the table.

A communication was received from the Comptroller, in relation to auctioneers and sales by auction; which was read, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

[*See Senate Document No.* 44.]

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act authorising the appointment of a measurer of wood in the village of Rochester;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Cropsey, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

Then the Senate adjourned until 11 o'clock on Monday morning next.

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MONDAY, 11 *O'CLOCK*, *A. M.—FEBRUARY* 13, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard presented the petition of Charles Smith and others, for a manufacturers' insurance company; which was read, and referred to the committee on banks and insurance companies.

Mr. Maynard also presented the petition of the inhabitants of the town of Whitestown, for leave to raise money for bridges; which was read, and referred to the committee on roads and bridges.

Mr. Tallmadge presented the petition of certain grain dealers in Poughkeepsie, for the appointment of a measurer-general of grain in the city of New-York; which was read, and referred to the committee of the whole when on that subject.

Mr. Foster presented the petition of sundry inhabitants of the town of Hamilton, praying for a law authorising the construction of the Chenango canal; which was read, and referred to the committee of the whole when on that subject.

Mr. Foster also presented the petition of the board of supervisors of the county of Oneida, praying for an alteration in the law concerning the county poor; which was read, and referred to the select committee on so much of the Governor's message as relates to the insane poor and county poor-houses.

Mr. Westcott presented the petition of the president, directors and company of the Stephentown and Nassau turnpike road, for a renewal of their charter; which was read, and referred to the committee on roads and bridges.

Mr. Dodge, from the committee on the division of counties and towns, on the bill from the Assembly, entitled "An act to divide the town of Deerfield, in the county of Oneida," reported in favor thereof with amendments; which was committed to a committee of the whole.

[*See Senate Document No.* 46.]

Mr. Mather, from the committee on enrolled bills, reported the bill entitled "An act to incorporate the Great Au Sable rail-road company," as correctly engrossed.

Ordered, That the question on the final passage of said bill be laid on the table.

Mr. Allen, from the committee on banks and insurance companies, reported without amendment, the bill from the Assembly, entitled "An act to extend for a limited period the charter of the Bank of Lansingburgh;" which was committed to a committee of the whole.

Mr. Allen, from the same committee, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Brooklyn bank;" which was committed to a committee of the whole.

A bill was received from the Assembly for concurrence, entitled "An act to change the name of the town of Brantingham, in the county of Lewis;" which was read the first time, and by unanimous

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consent, was also read a second time, and referred to the committee on the division of counties and towns.

On motion of Mr. Sherman,

Resolved, That the bill regulating the measuring of grain in the city of New-York, be referred to the committee on the judiciary, for their opinion on the following points:

1. Whether the power given to the corporation of the city of New-York, by the charter of the said city to appoint and regulate the measurers of grain, is or is not an exclusive power, and whether such charter is not saved and confirmed by the constitution of the State?

2. Is it competent for the Legislature to exercise a concurrent power, or an exclusive power so far as to prohibit the corporation from regulating the conduct and appointment of measurers of grain?

3. If the people of the State of New-York stand in the same relation to the city of New-York, as the King of Great-Britain did prior to the revolution, what is the legal interpretation of that clause in the charter of said city, which says, that the corporation of New-York shall hold, exercise and enjoy all their power and privileges without any hindrance or molestation?

On motion of Mr. Maynard,

Resolved, That so much of the Comptroller's report as relates to escheats, be referred to the committee on the judiciary, and that said committee be instructed to report upon that subject, by bill or otherwise.

Mr. Maynard gave notice that he would, hereafter, ask leave to introduce a bill to reduce and regulate the rate of interest.

Thereupon,

Mr. Maynard, by unanimous consent, brought in a bill, entitled "An act to reduce and regulate the rate of interest;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on finance.

Ordered, That the said bill be printed.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act authorising the construction of the Chenango canal;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Birdsall, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 11 o'clock to-morrow morning.

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TUESDAY, 11 *O'CLOCK, A. M.—FEBRUARY* 14, 1832.

The Senate met pursuant to adjournment.

Mr. Hubbard presented the petition of sundry inhabitants of the county of Broome, praying that the town of Nanticoke may be annexed to the town of Lisle; which was read, and referred to the committee on the division of counties and towns.

Mr. Hubbard also presented the petition of sundry inhabitants of the town of Conklin, praying for a change of the name of said town; which was read, and referred to the committee on the division of counties and towns.

Mr. Deitz presented the petition of sundry inhabitants of the several wards in the city of Albany, for an act to amend the charter and the several laws relating thereto; which was read, and referred to the committee on the incorporation of cities and villages.

Mr. Maynard, from the committee on the incorporation of cities and villages, reported a bill, entitled "An act to incorporate the village of Fort Plain, in the county of Montgomery;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Edmonds, from the select committee, consisting of the members from the third senate district, reported with an amendment the bill from the Assembly, entitled "An act in relation to the Troy water-works company, and for insuring to the city of Troy a supply of water for the extinguishment of fires, and other purposes;" which was committed to a committee of the whole.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act to incorporate the city of Utica."

E. T. THROOP.

Albany, February 13, 1832.

Mr. Dodge, pursuant to notice heretofore given, asked for and obtained leave to bring in a bill, entitled "An act further to amend an act to reduce the laws concerning the village of Johnstown into one law, and to prevent fishing with seines or nets in Sacondaga creek," passed April 17, 1815.

Thereupon,

Mr. Dodge brought in the said bill; which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the incorporation of cities and villages.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act authorising the construction of the Chenango canal;" and after some time spent thereon, Mr. Pre-

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sident resumed the chair, and Mr. Birdsall, from the said committee, reported progress, and asked for and obtained leave to sit again.

After the consideration of executive business, the Senate adjourned until 11 o'clock to-morrow morning.

WEDNESDAY, 11 *O'CLOCK, A. M.—FEBRUARY* 15, 1832.

The Senate met pursuant to adjournment.

Mr. McLean presented the petition of John C. McLean, for relief for lands sold by the Surveyor-General; which was read, and referred to the committee on claims.

Mr. Fisk presented the petition of sundry inhabitants of Onondaga county, for a rail-road from Schenectady to Buffalo; which was read, and referred to the committee of the whole when on that bill.

Mr. Sherman presented the petition of Daniel Richards, John Voorhis and John De Groot, for an act of incorporation to run a steam ferry boat from New-York to Bull's ferry and Fort Lee; which was read, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

Mr. Maynard presented the remonstrance of sundry inhabitants of the town of Deerfield, in the county of Oneida, against the division of said town; which was read, and referred to the committee of the whole when on that subject.

Mr. Fuller, from the committee on claims, on the petition of John C. McLean, made a report thereon, and brought in a bill, entitled "An act to settle the claim of John C. McLean;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 47.]

Mr. Allen, from the committee on banks and insurance companies, reported without amendment the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Steuben county bank;" which was committed to a committee of the whole.

Mr. Allen, from the same committee, reported a bill entitled "An act to amend the charter of the Troy insurance company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Tallmadge, from the committee on rail-roads, on the petition of sundry inhabitants of Ulster, reported a bill entitled "An act to incorporate the Hudson river and Owego rail-road company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

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Mr. Tallmadge, from the same committee, on the petition of sundry inhabitants of the counties of Saratoga and Washington, reported a bill entitled "An act to incorporate the Waterford and Whitehall rail-road company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Tallmadge, from the same committee, reported a bill entitled "An act to extend the time for completing the Waterford and Whitehall turnpike;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Tallmadge, from the same committee, reported a bill entitled "An act to incorporate the Mayville and Portland rail-road company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Ordered, That the said bill be printed.

The bill entitled "An act to incorporate the Great Au Sable rail-road company," was read the third time and passed; two-thirds of all the members elected to the Senate, voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Mather
Mr. Armstrong	Mr. Fisk	Mr. McDowell
Mr. Beardsley	Mr. Foster	Mr. M'Lean
Mr. Birdsall	Mr. Fuller	Mr. Rexford
Mr. Bronson	Mr. Gere	Mr. Seward
Mr. Conklin	Mr. Halsey	Mr. Sherman
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge
Mr. Deitz	Mr. Lansing	Mr. Westcott
Mr. Dodge	Mr. Lynde	26

Ordered, That the clerk deliver said bill to the Assembly, and request their concurrence to the same.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act authorising the construction of the Chenango canal;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Birdsall, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the village of Medina;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Dodge, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to amend title first, chapter third, part third of the Revised Statutes, concerning courts

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of justice, and the power of certain judicial officers;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, from the said committee, reported the same with an amendment; which report was agreed to by the Senate, the amendment ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Hudson and Erie railroad company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 11 o'clock to-morrow morning.

THURSDAY, 11 *O'CLOCK, A. M.—FEBRUARY* 16, 1832.

The Senate met pursuant to adjournment.

Mr. Deitz presented a remonstrance against amending the act incorporating the village of Johnstown; which was read, and referred to the committee on the incorporation of cities and villages.

Mr. Edmonds presented the petition of sundry citizens of the city of Hudson, for an insurance company in said city; which was read, and referred to the committee on banks and insurance companies.

Mr. Edmonds also presented the petition of the common council of the city of Hudson, for an alteration in the fire department of that city; which was read, and referred to a select committee, consisting of the members attending the Senate from the third senate district.

Mr. Edmonds also presented the petition of the Junction canal company, for an amendment of their charter; which was read, and referred to the committee on canals.

Mr. Dodge, from the committee on the division of counties and towns, reported a bill entitled "An act to divide the town of Ellicott, in the county of Chautauque;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Dodge, from the same committee, made a report against the petition of sundry inhabitants of the town of Conklin, for a change of name; which report was agreed to by the Senate.

Mr. Dodge, from the same committee, reported without amendment, the bill from the Assembly, entitled "An act to change the name of the town of Brantingham, in the county of Lewis;" which was committed to a committee of the whole.

Mr. Foster, from the committee on the militia, reported a bill entitled "An act to amend an act to authorise Reuben Ellis to contract with the ordnance department of the United States, to furnish to this State certain fire arms, in lieu of such as have heretofore been received under the act of Congress of April 1808, passed April 21,

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1828;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

A report was received from the Commissioners of the Land-Office, to whom was referred the petition of the devisees, &c. of John Thurman; which was read, and, together with the petition, referred to the committee on claims.

[*See Senate Document No.* 48.]

The bill entitled "An act authorising Henry Barclay to maintain a toll-bridge across the Esopus creek at the village of Ulster," was received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended it accordingly.

The said amended bill having been examined,

Ordered, That the clerk return the same to the Assembly.

On motion of Mr. Edmonds,

Ordered, That the bill authorising the construction of the Chenango canal, be made the special order of the day for Monday, the 27th of February instant.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Edmonds	Mr. McLean	
Mr. Beardsley	Mr. Fisk	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Westcott	
Mr. Dodge	Mr. Macdonald		17

FOR THE NEGATIVE.

Mr. Allen	Mr. Fuller	Mr. Maynard	
Mr. Birdsall	Mr. Hubbard	Mr. McDowell	
Mr. Cary	Mr. Lynde	Mr. Seward	
Mr. Cropsey	Mr. Mather	Mr. Sherman	
Mr. Foster			13

The bill from the Assembly, entitled "An act to amend title first, chapter third, part third of the Revised Statutes, concerning courts of justice, and the powers and duties of certain judicial officers in the city of New-York," was read the third time and passed.

Ordered, That the clerk deliver said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Hudson and Erie rail-road company;" and after some time spent thereon, Mr.

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President resumed the chair, and Mr. Seward, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 11 o'clock to-morrow morning.

FRIDAY, 11 *O'CLOCK, A. M.—FEBRUARY* 17, 1832.

The Senate met pursuant to adjournment.

Mr. Dodge presented the petition of John Gifford, praying compensation for thirteen months' services rendered the State in the revolutionary war; which was read, and referred to the select committee on so much of the Governor's message as relates to the survivors of the revolutionary war, of which Mr. Fisk is chairman.

Mr. McDowell presented two several petitions of sundry inhabitants of the county of Tioga, praying for an act to construct a railroad from the village of Elmira to the Pennsylvania line; which were read, and referred to the committee of the whole when on that bill.

Mr. Beardsley presented the petition of Orson Smith and other heirs of David Smith, a revolutionary soldier, praying for further remuneration; which was read, and referred to the committee on claims.

Mr. Foster presented the petition of sundry inhabitants of the county of Oneida, praying for the passage of a law authorising the appointment of a supreme court commissioner for said county; which was read, and referred to the committee on the judiciary.

Mr. Edmonds presented the remonstrance of sundry inhabitants of the town of Canaan, as to bridges in the county of Columbia; which was read, and referred to the committee on roads and bridges.

Mr. Westcott, from the committee on roads and bridges, on the petition of inhabitants of Whitestown, made a report thereon, and introduced a bill entitled "An act for the more effectual improvement of roads and bridges;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Ordered, That the said bill be printed.

[*See Senate Document No.* 50.]

Mr. Westcott, from the same committee, reported a bill entitled "An act to renew the charter of the Stephentown and Nassau turnpike road company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

A report from the Canal Board, in pursuance to a resolution of the Senate of the 26th of January last, requiring said board to report

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the amount received for tolls on packet-boats and passengers for the two last years, was received and read.

[*See Senate Document No.* 49.]

Mr. Allen asked for and obtained leave of absence for Mr. Hubbard for eight days.

Mr. Westcott asked for and obtained leave of absence for ten days.

Mr. Edmonds asked for and obtained leave of absence for Mr. Fisk for eight days.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Hudson and Erie rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of George Deming;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Cary, from the said committee, reported progress, and asked for leave to sit again; which report was laid on the table.

Ordered, That said bill, and the documents accompanying the same, be referred to the Comptroller.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to alter the name of the town of Arlington in the county of Tioga;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Mather, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Deposite bridge company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Sherman, from the said committee, reported the same with an amendment; which report was agreed to by the Senate, the amendment ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Hargrave cotton factory;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

After the consideration of executive business, the Senate adjourned until 11 o'clock to-morrow morning.

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SATURDAY, 11 *O'CLOCK*, *A. M.—FEBRUARY* 18, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard presented the petition of sundry inhabitants of Vernon, for an insurance company at Utica; which was read, and referred to the committee of the whole when on the bill on that subject.

Mr. Fuller presented a further memorial for the incorporation of the Dansville and Rochester rail-road company; which was read, and referred to the committee of the whole when on the bill on that subject.

Mr. Deitz presented a petition for the incorporation of the Albany life insurance and trust company; which was read, and referred to the committee on banks and insurance companies.

Mr. Gere presented a petition and remonstrance of sundry inhabitants of the county of St. Lawrence, for the improvement of the St. Lawrence turnpike; which was read, and referred to the committee on roads and bridges.

Mr. Lynde presented the petition of the president, directors and company of the Rensselaer and Columbia turnpike company; which was read, and referred to the committee on roads and bridges.

Mr. Beardsley presented the petition of the president, directors and company of the Otsego lake turnpike, for leave to remove their turnpike gate; which was read, and referred to the committee on roads and bridges.

Mr. Edmonds presented the petition of the Troy and New-York steam-boat company, for an act of incorporation; which was read, and referred to a select committee, consisting of the members attending the Senate from the third senate district.

Mr. Edmonds also presented the remonstrance of sundry freeholders of the south part of the city of Albany, in relation to the Mohawk and Hudson rail-road company; which was read, and referred to the committee on rail-roads.

Mr. Seward presented a memorial of the trustees of the village of Auburn, for amendment of the charter of said village; which was read, and referred to the committee on the incorporation of cities and villages.

Mr. Seward also presented a petition for the incorporation of a company to construct a rail-road from the village of Auburn to the Erie canal, and also for the incorporation of a company to construct a canal from the Owasco lake to the village of Auburn; which was read, and referred to the committee on rail-roads.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to authorise the Mohawk and Hudson rail-road company to construct a branch rail-road, and for other purposes:"

"An act to amend an act entitled 'An act to incorporate the Ithaca and Owego rail-road company,' passed January 28th, 1828:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on rail-roads.

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A bill was received from the Assembly for concurrence, entitled "An act to amend the act incorporating the president, directors and company of the Rensselaer and Columbia turnpike road;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on roads and bridges.

The bill entitled "An act to amend title first, chapter third, part third of the Revised Statutes, concerning courts of justice, and the powers and duties of certain judicial officers in the city of New-York," was received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended it accordingly.

The said amended bill having been examined,

Ordered, That the clerk return the same to the Assembly.

On motion of Mr. Dodge,

Ordered, That the committee of the whole be discharged from the further consideration of the bill from the Assembly, entitled "An act to change the name of the town of Brantingham, in the county of Lewis," and that the same be ordered to a third reading.

Mr. Macdonald asked for and obtained leave of absence for Mr. Foster for five days.

The President put the question on the final passage of the bill from the Assembly, entitled "An act authorising the appointment of a measurer of wood in the village of Rochester," with the engrossed amendments, which was passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Dodge	Mr. Maynard	
Mr. Armstrong	Mr. Fuller	Mr. McDowell	
Mr. Beardsley	Mr. Gere	Mr. McLean	
Mr. Birdsall	Mr. Halsey	Mr. Quackenboss	
Mr. Bronson	Mr. Lansing	Mr. Rexford	
Mr. Conklin	Mr. Lynde	Mr. Seward	
Mr. Cropsey	Mr. Macdonald	Mr. Sherman	
Mr. Deitz	Mr. Mather	Mr. Tallmadge	24

Ordered, That the clerk deliver the said bill to the Assembly, and inform them that the Senate have passed the same with the amendments therewith delivered.

Mr. Mather, from the committee on enrolled bills, reported the bill entitled "An act to change the name of the town of Arlington, in the county of Tioga," as correctly engrossed.

Thereupon,

The said engrossed bill was read the third time and passed.

Ordered, That the clerk deliver said bill to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act to change the name of the town of Brantingham, in the county of Lewis," was read a third time and passed.

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The bill from the Assembly, entitled "An act to incorporate the Hargrave cotton factory," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Maynard	
Mr. Armstrong	Mr. Fuller	Mr. McDowell	
Mr. Beardsley	Mr. Gere	Mr. McLean	
Mr. Bronson	Mr. Halsey	Mr. Quackenboss	
Mr. Conklin	Mr. Lansing	Mr. Rexford	
Mr. Cropsey	Mr. Lynde	Mr. Seward	
Mr. Deitz	Mr. Macdonald	Mr. Sherman	
Mr. Dodge	Mr. Mather	Mr. Tallmadge	24

Ordered, That the clerk deliver said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The bill from the Assembly, entitled "An act to incorporate the village of Medina," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Dodge	Mr. Maynard	
Mr. Armstrong	Mr. Edmonds	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. McLean	
Mr. Birdsall	Mr. Gere	Mr. Quackenboss	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Cary	Mr. Lansing	Mr. Seward	
Mr. Conklin	Mr. Lynde	Mr. Sherman	
Mr. Cropsey	Mr. Macdonald	Mr. Tallmadge	
Mr. Deitz	Mr. Mather		26

The bill from the Assembly, entitled "An act to incorporate the Deposite bridge company," with the engrossed amendment, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Maynard	
Mr. Armstrong	Mr. Fuller	Mr. McDowell	
Mr. Beardsley	Mr. Gere	Mr. McLean	
Mr. Birdsall	Mr. Halsey	Mr. Quackenboss	
Mr. Bronson	Mr. Lansing	Mr. Rexford	
Mr. Conklin	Mr. Lynde	Mr. Seward	
Mr. Cropsey	Mr. Macdonald	Mr. Sherman	
Mr. Deitz	Mr. Mather	Mr. Tallmadge	
Mr. Dodge			25

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Ordered, That the clerk deliver said bills to the Assembly, and inform them that the Senate have passed the same severally with the amendments therewith delivered.

On motion of Mr. Maynard,

Ordered, That the bill to incorporate the Hudson and Erie rail-road, be made the special order of the day for Monday next.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the North American mining company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Beardsley, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Smiths' beneficial society of the city of New-York;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Armstrong, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the New-York Protestant Episcopal city mission society;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from said committee, reported, that in proceeding on the said bill, the first section thereof was stricken out; which report was agreed to by the Senate.

Thereupon,

Resolved, That the bill be rejected.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act relative to the oath of office of justice of the peace;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act in addition to the act entitled 'An act to incorporate the Brunswick and Pittstown turnpike company,' passed April 18th, 1831;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Cropsey, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

A report was received from the Comptroller, in relation to the accounts of the late clerk of the Auburn state prison, and read.

[*See Senate Document No.* 51.]

Ordered, That the said report be referred to the committee on state prisons.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Westchester and

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Putnam steam-boat company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McLean, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 11 o'clock on Monday morning next.

MONDAY, 11 *O'CLOCK*, *A. M.—FEBRUARY* 20, 1832.

The Senate met pursuant to adjournment.

Mr. Halsey presented three several petitions from sundry inhabitants of the counties of Seneca and Ontario, for the incorporation of a company to construct a rail-road from Geneva to Ithaca; which were read, and referred to the committee of the whole when on that subject.

Mr. Rexford presented the petition of Elizabeth Potts, for the release of the right of the State to certain escheated lands, and for other purposes; which was read, and referred to the committee on the judiciary.

Mr. Tallmadge presented a petition for a rail-road from Whitehall to Waterford; which was read, and referred to the committee of the whole when on the bill on that subject.

Mr. Armstrong, from the committee on manufactures, reported a bill entitled "An act to incorporate the Oswego cotton manufacturing company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Lynde, from the committee on roads and bridges, on the petitions for a turnpike from the city of Schenectady to Duanesburgh, reported a bill entitled "An act to incorporate the Schenectady and Duanesburgh turnpike company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

On motion of Mr. Birdsall,

Ordered, That the committee on banks and insurance companies be discharged from the further consideration of the petitions for a bank at Dunkirk, and that the petitioners have leave to withdraw their petition.

Mr. Beardsley, from a select committee to make arrangements for the celebration of the centennial anniversary of Washington's birth day, made a report thereon; which was agreed to by the Senate.

[*See Senate Document No.* 52.]

On motion of Mr. Maynard,

Ordered, That the bill to incorporate the Hudson and Erie rail-road, be made the special order of the day for to-morrow.

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The report of the committee of the whole on the bill to amend the charter of the Bank of the county of Jefferson, was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act relative to the oath of office of justices of the peace;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Westchester and Putnam steam-boat company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McLean, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act relative to the support of the poor in the city of Albany;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Fuller, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act authorising Augustus Gardiner to maintain a dam across the Susquehannah river, erected by Thomas Shankland;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Mather, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the report of the committee on claims on the petition of John Sargeant; and after some time spent thereon, Mr. President resumed the chair, and Mr. Allen, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to amend the act entitled 'An act to consolidate and amend the charter of the village of Watertown;'" and after some time spent thereon, Mr. President resumed the chair, and Mr. Eaton, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Oneida insurance company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Sherman, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Rochester and Dansville rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 11 o'clock to-morrow morning.

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TUESDAY, 11 *O'CLOCK*, *A. M.—FEBRUARY* 21, 1832.

The Senate met pursuant to adjournment.

Mr. Tallmadge presented the petition of sundry inhabitants of the town of Kingston, to amend an act relating to the Esopus low lands; which was read, and referred to the committee on roads and bridges.

Mr. Tallmadge also presented the petition of the directors of the village of Kingston, to amend the charter of said village; which was read, and referred to the committee on the incorporation of cities and villages.

Mr. Maynard, from the committee on the incorporation of cities and villages, reported a bill, entitled "An act to amend the act incorporating the village of Auburn, passed April 18th, 1815;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Lynde, from the committee on roads and bridges, reported a bill entitled "An act authorising the president, directors and company of the Otsego lake turnpike, to remove their toll gate;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Allen, from the committee on banks and insurance companies, reported a bill entitled "An act to amend the charter of the Jackson marine insurance company of the city of New-York;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Lansing gave notice that he would ask leave, at some future day, to introduce an act in addition to the act to incorporate the Watertown water company.

Mr. Fuller moved the following resolution, which was laid on the table.

Resolved, That the Secretary of State cause to be furnished, for the use of the Legislature, statements of the different counties in this State, arranged in the order of the respective Congressional districts, showing the population of each county in 1820, 1825 and 1830, and the population of each Congressional district in 1825 and 1830; and showing also the rate per cent of the annual gain of each county, and of each Congressional district from 1826 to 1830 inclusive.

Ordered, That the bill entitled "An act to incorporate the Hudson and Erie rail-road company," be made the order of the day for Thursday next.

Ordered, That the report of the committee on claims on the petition of John Sargeant, be made the special order of the day for Friday next.

Mr. Mather, from the committee on enrolled bills, reported four bills as correctly engrossed, of the following titles, to wit:

"An act to amend the charter of the Jefferson county bank:"

"An act to incorporate the Putnam and Westchester steam-boat company:

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"An act authorising Augustus Gardner to maintain the dam across the Susquehannah river erected by Thomas Shankland:"

"An act to amend the act entitled 'An act to consolidate and amend the charter of the village of Watertown.'"

Thereupon,

The said engrossed bill, entitled "An act authorising Augustus Gardner to maintain the dam across the Susquehannah river erected by Thomas Shankland," was read the third time and passed.

The said engrossed bill, entitled "An act to amend the act entitled 'An act to consolidate and amend the charter of the village of Watertown,'" was read the third time and passed; two-thirds of all the members elected to the Senate, voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Deitz	Mr. Mather	
Mr. Armstrong	Mr. Fuller	Mr. Maynard	
Mr. Beardsley	Mr. Gere	Mr. McDowell	
Mr. Birdsall	Mr. Halsey	Mr. McLean	
Mr. Bronson	Mr. Lansing	Mr. Rexford	
Mr. Cary	Mr. Lynde	Mr. Sherman	
Mr. Conklin	Mr. Macdonald	Mr. Tallmadge	
Mr. Cropsey			22

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act to incorporate the Smiths' beneficial society of the city of New-York," was read the third time and passed; two-thirds of all the members elected to the Senate, voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Deitz	Mr. Mather	
Mr. Armstrong	Mr. Eaton	Mr. Maynard	
Mr. Beardsley	Mr. Fuller	Mr. McDowall	
Mr. Birdsall	Mr. Gere	Mr. McLean	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Cary	Mr. Lansing	Mr. Sherman	
Mr. Conklin	Mr. Lynde	Mr. Tallmadge	
Mr. Cropsey	Mr. Macdonald		23

Ordered, That the clerk deliver said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The bill from the Assembly, entitled "An act to incorporate the North American mining company," was read the third time, and the question on its final passage was laid on the table.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Dansville and

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Rochester rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported the same with amendments.

Thereupon,

The twentieth section of said report was read in the words following, to wit:

§ 20. The said appraisers, after being sworn before some officer authorised to administer oaths, honestly and impartially to assess such damages, shall proceed by viewing the said lands, and by such other evidence as the parties may produce before them, to ascertain and assess the damages which each individual owner will sustain by the appropriation of his land for the use or accommodation of such rail-road or its appendages.

Mr. Maynard made a motion to amend said section, by adding thereto the words following, to wit:

"And in assessing such damages, the appraisers shall give the full value of said lands, and all other damages which said owner or owners shall sustain."

Mr. President put the question on agreeing to said motion, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Armstrong	Mr. Eaton	Mr. McLean	
Mr. Beardsley	Mr. Fuller	Mr. Sherman	
Mr. Bronson	Mr. Halsey	Mr. Tallmadge	
Mr. Deitz			10

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Gere	Mr. Maynard	
Mr. Birdsall	Mr. Lynde	Mr. McDowall	
Mr. Conklin	Mr. Mather	Mr. Rexford	
Mr. Cropsey			10

The votes being equally divided, the President gave the casting vote in the negative.

The Senate then agreed to the report of the committee of the whole, and the bill was ordered to be engrossed for a third reading.

A bill was received from the Assembly for concurrence, entitled "An act extending the time for the collection of taxes in the town of Bethlehem, in the county of Albany;" which was read the first time, and by unanimous consent, was also read a second time, and ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the resolutions from the Assembly, to amend the constitution in relation to the duties on salt, and in relation to the election of the mayor of the city of New-York; and after some time spent thereon, Mr.

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President resumed the chair, and Mr. Bronson, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Ithaca and Geneva railroad company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Allen, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act extending the powers of county superintendents of the poor;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McDowell, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

On motion of Mr. McLean,

Ordered, That when the Senate adjourns, it will adjourn to meet at 10 o'clock to-morrow morning.

Then the Senate adjourned until 10 o'clock to-morrow morning.

WEDNESDAY, 10 *O'CLOCK, A. M.—FEBRUARY* 22, 1832.

The Senate met pursuant to adjournment.

On motion of Mr. Maynard,

Resolved, That the Senate will now adjourn, to join in the commemoration of the centennial birth-day of George Washington.

Then the Senate adjourned until 11 o'clock to-morrow morning.

THURSDAY, 11 *O'CLOCK, A. M.—FEBRUARY* 23, 1832.

The Senate met pursuant to adjournment.

Mr. Lynde presented a remonstrance against making bridges a county charge in the county of Columbia; which was read, and referred to the committee on roads and bridges.

Mr. Allen presented the petition of William Nelson and others, praying for an amendment to the act for the security of mechanics and others, erecting buildings in the city and county of New-York; which was read, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

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Mr. Deitz prosented a remonstrance of the Canaan and Union village turnpike company, against the Hudson and Berkshire rail-road company; which was read, and referred to the committee of the whole when on that bill.

Mr. Maynard presented the consent of the Mohawk turnpike company, to the Hudson and Erie rail-road; which was read, and referred to the committee of the whole when on that subject.

Mr. Lansing presented the petition of sundry inhabitants of the county of Herkimer, praying for an act of incorporation to construct a canal from Schenectady to Utica; which was read, and referred to the committee of the whole when on the bill to construct the Hudson and Erie rail-road.

A report was received from the Comptroller, in pursuance of a resolution of the Senate of the 17th inst. on the bill for the relief of George Deming; which was read, and, together with the bill and petition, referred to a committee of the whole.

[*See Senate Document No.* 53.]

On motion of Mr. Maynard,

Resolved, That the committee on finance, to which has been referred a bill to reduce and regulate the rate of interest, be instructed to ascertain and report to the Senate, the legal rate of interest in the several States of the Union, and also in the nations of Europe; and as far as practicable, the actual rates of interest, and likewise the legal penalties for the violation of the statutes fixing and regulating interest, in the said states and nations.

The following resolution was agreed to:

Resolved, That the Secretary of State cause to be furnished, for the use of the Legislature, statements of the different counties in this State, arranged in the order of the respective Congressional districts, showing the population of each county in 1820, 1825 and 1830, and the population of each Congressional district in 1825 and 1830; and showing also the rate per cent of the annual gain of each county, and of each Congressional district from 1826 to 1830 inclusive.

Mr. Lansing, pursuant to previous notice, asked for and obtained leave to bring in a bill, entitled "An act in addition to the act entitled 'An act to incorporate the Watertown water company.'"

Thereupon,

Mr. Lansing brought in the said bill; which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the judiciary.

Mr. Mather, from the committee on enrolled bills, reported two bills as correctly engrossed, of the following titles, to wit:

"An act to incorporate the Oneida insurance company:"

"An act to incorporate the Dansville and Rochester rail-road company."

Thereupon,

The said engrossed bill, entitled "An act to incorporate the Oneida insurance company," was read the third time and passed; two-

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thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Deitz	Mr. Mather	
Mr. Armstrong	Mr. Eaton	Mr. Maynard	
Mr. Beardsley	Mr. Foster	Mr. McLean	
Mr. Birdsall	Mr. Fuller	Mr. Rexford	
Mr. Bronson	Mr. Halsey	Mr. Seward	
Mr. Cary	Mr. Lansing	Mr. Sherman	
Mr. Conklin	Mr. Lynde	Mr. Tallmadge	
Mr. Cropsey	Mr. Macdonald		23

The said engrossed bill, entitled "An act to incorporate the Dansville and Rochester rail-road company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Deitz	Mr. Mather	
Mr. Armstrong	Mr. Eaton	Mr. Maynard	
Mr. Beardsley	Mr. Foster	Mr. McLean	
Mr. Birdsall	Mr. Fuller	Mr. Rexford	
Mr. Bronson	Mr. Halsey	Mr. Seward	
Mr. Cary	Mr. Lansing	Mr. Sherman	
Mr. Conklin	Mr. Lynde	Mr. Tallmadge	
Mr. Cropsey	Mr. Macdonald		23

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act extending the time of collecting taxes in the town of Bethlehem, in the county of Albany," was read the third time and passed.

The bill from the Assembly, entitled "An act extending the powers of county superintendents of the poor," was read the third time and passed.

Ordered, That the clerk deliver said bills to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then again resolved itself into a committee of the whole, on the two resolutions from the Assembly, in relation to the amendments to the constitution concerning the duties on salt, and the election of mayor in the city of New-York; and after some time spent thereon, Mr. President resumed the chair, and Mr. Eaton, on behalf of Mr. Bronson, from the said committee, reported the resolution for the amendment of the constitution in relation to the duty on salt without amendment; which report was agreed to by the Senate, and the said resolution ordered to a third reading.

Mr. Eaton further reported progress on the resolution for the amendment of the constitution in relation to the election of mayor

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in the city of New-York, and asked for and obtained leave to sit again.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Ithaca and Geneva rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Allen, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Hudson and Erie rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Elmira and Williamsport rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Mather, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to extend for a limited period the charter of the Bank of Lansingburgh;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Sherman, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Brooklyn bank;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Tallmadge, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

Then the Senate adjourned until 11 o'clock to-morrow morning.

FRIDAY, 11 *O'CLOCK, A. M.—FEBRUARY* 24, 1832.

The Senate met pursuant to adjournment.

Mr. Tallmadge presented the memorial of the mayor, recorder, aldermen and assistant aldermen of the city of Albany, in favor of a branch rail-road; which was read, and referred to the committee on rail-roads.

Mr. Lynde, from the committee on roads and bridges, reported with an amendment, the bill from the Assembly, entitled "An act to amend the act incorporating the president, directors and company

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of the Rensselaer and Columbia turnpike road;" which was committed to a committee of the whole.

Mr. Maynard, from the committee on the incorporation of cities and villages, reported a bill, entitled "An act to amend the charter of the village of Kingston;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Allen, from a select committee, reported a bill entitled "An act to amend an act for the better security of mechanics and others, erecting buildings in the city and county of New-York;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Ordered, That the said bill be printed.

A bill was received from the Assembly for concurrence, entitled "An act to amend article second, title first of the sixteenth chapter, part first of the Revised Statutes, entitled 'Of the persons liable to work on highways, and the making of assessments therefor;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on roads and bridges.

The bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Brooklyn bank," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Eaton	Mr. Maynard	
Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. McLean	
Mr. Birdsall	Mr. Gere	Mr. Quackenboss	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Cary	Mr. Lansing	Mr. Seward	
Mr. Conklin	Mr. Lynde	Mr. Sherman	
Mr. Cropsey	Mr. Macdonald	Mr. Tallmadge	
Mr. Deitz	Mr. Mather		26

The bill from the Assembly, entitled "An act to extend for a limited period the charter of the Bank of Lansingburgh," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. Maynard	
Mr. Armstrong	Mr. Fuller	Mr. McDowell	
Mr. Beardsley	Mr. Gere	Mr. McLean	
Mr. Birdsall	Mr. Halsey	Mr. Quackenboss	
Mr. Bronson	Mr. Lansing	Mr. Rexford	
Mr. Conklin	Mr. Lynde	Mr. Seward	
Mr. Cropsey	Mr. Macdonald	Mr. Sherman	
Mr. Deitz	Mr. Mather	Mr. Tallmadge	
Mr. Eaton			25

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Ordered, That the clerk deliver the said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

The resolution from the Assembly for an amendment of the constitution in relation to the duty on salt, was read the third time, in the words following, to wit:

Resolved, That the following amendment to the constitution of this State, be proposed and referred to the Legislature next to be chosen, and that the Secretary of State cause the same to be published in one newspaper in each of the counties of this State, if there be one printed therein, for three months previous to the next annual election:

That the duties on the manufacture of all salt, as established by the act of the fifteenth of April, one thousand eight hundred and seventeen, and by the tenth section of the seventh article of the constitution of this State, may at any time hereafter be reduced by an act of the Legislature of this State, but shall not, while the same is appropriated and pledged by the said section, be reduced below the sum of six cents upon each and every bushel; and the said duties shall remain inviolably appropriated and applied as is provided by the said tenth section.

And that so much of the said tenth section of the seventh article of the constitution of this State as is inconsistent with this amendment, be abrogated.

The President put the question on agreeing to the said resolution, and it was decided in the affirmative; a majority of all the members elected to the Senate, voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. Mather
Mr. Beardsley	Mr. Fuller	Mr. Maynard
Mr. Birdsall	Mr. Gere	Mr. McDowell
Mr. Bronson	Mr. Halsey	Mr. Quackenboss
Mr. Conklin	Mr. Lansing	Mr. Rexford
Mr. Cropsey	Mr. Lynde	Mr. Seward
Mr. Deitz	Mr. Macdonald	Mr. Tallmadge
Mr. Eaton		22

FOR THE NEGATIVE.

Mr. Allen	Mr. Sherman	2

Thereupon,

Resolved, That the Senate do agree to the said resolution.

Ordered, That the clerk deliver a copy of the said resolution to the Assembly.

Mr. Mather, from the committee on enrolled bills, reported the bill entitled "An act to incorporate the Ithaca and Geneva rail-road company," as correctly engrossed.

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The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Hudson and Erie rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then again resolved itself into a committee of the whole, on the resolution from the Assembly to amend the constitution in relation to the election of mayor of the city of New-York; and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported progress, and asked for and obtained leave to sit again.

After the consideration of executive business, the Senate adjourned until 11 o'clock to-morrow morning.

SATURDAY, 11 *O'CLOCK, A. M.—FEBRUARY* 25, 1832.

The Senate met pursuant to adjournment.

Mr. Lynde, from the committee on roads and bridges, reported a bill entitled "An act to amend an act entitled 'An act for laying out and regulating certain roads over the Esopus low lands, in the county of Ulster, and for ascertaining the lines between the towns of Goshen, Warwick and Minisink, in the county of Orange,' passed 18th March, 1791;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Beardsley, from the committee on the judiciary, on the bill from the Assembly, entitled "An act vesting the title of a certain lot in the city of New-York, escheated to the people of this State, in Elizabeth Idley, her heirs and assigns forever;" and on the petition of John Downey and Richard Downey of the city of New-York, praying the State to release to them the right and title by escheat, to a certain lot of ground in the city of New-York, made a report thereon, in favor of the bill and against the said petition; which were committed to a committee of the whole.

[*See Senate Document No.* 57.]

Mr. Birdsall, from the select committee, consisting of the members attending the Senate from the eighth senate district, reported a bill entitled "An act to incorporate the Buffalo marine hospital;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

A message from his excellency the Governor, delivered by his private secretary, enclosing a communication from the Attorney-General, in relation to the suits with John J. Astor, relative to lands

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in Putnam county; which was read, and referred to the committee on the judiciary.

[*See Senate Document No. 54.*]

A communication from the Hon. Lewis Eaton, resigning his seat in the Senate, was read in the words following, to wit:

To the Hon. EDWARD P. LIVINGSTON,
President of the Senate.

SIR,

Duties connected with the office to which I have had the honor to be recently elected, requiring my immediate attention, make it necessary to resign my seat in the Senate, which I hereby do.

With sentiments of the highest respect, for yourself and the honorable body over which you preside,

I am sir, your ob'dt ser'vt.

LEWIS EATON.

Albany, February 25, 1832.

On motion of Mr. Tallmadge,

Resolved, That said resignation be accepted.

On motion of Mr. Bronson,

Ordered, That the vacancies in the standing committees of the Senate, occasioned by the resignation of the Hon. Lewis Eaton, be supplied by new appointments.

Thereupon,

Ordered, That Mr. Westcott be added to the committee on expenditures.

Ordered, That Mr. McLean be added to the committee on banks and insurance companies.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Hudson and Erie rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then again resolved itself into a committee of the whole, on the resolution from the Assembly to amend the constitution in relation to the election of mayor of the city of New-York; and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 11 o'clock on Monday morning next.

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MONDAY, 11 *O'CLOCK, A. M.—FEBRUARY* 27, 1832.

The Senate met pursuant to adjournment.

Mr. Allen presented the memorial of several banking institutions in the city of New-York, praying for a better investment of the safety fund; which was read, and referred to the committee on banks and insurance companies.

Ordered, That the said memorial be printed.

[*See Senate Document No.* 55.]

Mr. Allen also presented the petition of the Phœnix fire insurance company of the city of New-York, for a reduction of their capital stock; which was read, and referred to the committee on banks and insurance companies.

Mr. Armstrong presented the petition of Laurence Barclay, praying remuneration for losses sustained in constructing sections 30 and 31, on the Seneca and Cayuga canal; which was read, and referred to the committee on canals.

Mr. Sherman presented the petition of the Orphan Asylum society in the city of New-York, praying an amendment of the act entitled "An act for the relief of the Orphan Asylum society in the city of New-York, passed April 21, 1828;" which was read, and referred to the committee on the judiciary.

Mr. Lynde presented the petition of sundry inhabitants of St. Lawrence county, praying to be authorised to tax certain lands for the use of roads, &c.; which was read, and referred to the committee on roads and bridges.

Mr. Tallmadge, from the committee on rail-roads, reported a bill entitled "An act to incorporate the Auburn and canal rail-road company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Edmonds, from the committee on canals, reported a bill entitled "An act to amend the act entitled 'An act to incorporate the Junction canal company,' passed April 21, 1828, and for other purposes;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Allen, from the select committee, consisting of the members attending the Senate from the first senate district, made an unfavorable report on the petition of Daniel Richards and others, praying for an act to incorporate a steam-boat company in New-York; which report was agreed to.

[*See Senate Document No.* 58.]

Thereupon,

Resolved, That the petitioners have leave to withdraw their petition.

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Mr. Edmonds, from a select committee, reported a bill entitled "An act to incorporate the Troy and New-York steam-boat company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

A report was received from the Canal Commissioners, on the petition of Henry Thalhimer; which was read, and, together with the petition, referred to the committee on canals.

[*See Senate Document No.* 56.]

A bill was received from the Assembly for concurrence, entitled "An act for the relief of the heirs of John Thompson;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on claims.

A bill was received from the Assembly for concurrence, entitled "An act to preserve the game in the counties of Orange and Westchester;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the second senate district.

A bill was received from the Assembly for concurrence, entitled "An act extending the time for the collection of taxes in the several wards of the city of Albany;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the third senate district.

The engrossed bill entitled "An act to incorporate the Ithaca and Geneva rail-road company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Mather
Mr. Armstrong	Mr. Foster	Mr. McDowell
Mr. Beardsley	Mr. Fuller	Mr. McLean
Mr. Bronson	Mr. Gere	Mr. Quackenboss
Mr. Cary	Mr. Halsey	Mr. Rexford
Mr. Conklin	Mr. Hubbard	Mr. Seward
Mr. Cropsey	Mr. Lansing	Mr. Sherman
Mr. Deitz	Mr. Lynde	Mr. Tallmadge
Mr. Edmonds	Mr. Macdonald	26

The engrossed bill entitled "An act to amend the charter of the Jefferson county bank," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Mather
Mr. Beardsley	Mr. Foster	Mr. Maynard
Mr. Birdsall	Mr. Gere	Mr. McDowell
Mr. Bronson	Mr. Halsey	Mr. Quackenboss

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Mr. Cary	Mr. Hubbard	Mr. Rexford	
Mr. Conklin	Mr. Lansing	Mr. Sherman	
Mr. Cropsey	Mr. Macdonald	Mr. Tallmadge	
Mr. Deitz			22

FOR THE NEGATIVE.

Mr. Armstrong	Mr. Fuller	Mr. McLean	
Mr. Edmonds	Mr. Lynde	Mr. Seward	6

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act in addition to the act entitled 'An act to incorporate the Brunswick and Pittstown turnpike company,' passed April 18, 1831," was read the third time and passed; two-thirds of all the members elected to the Senate, voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Macdonald	
Mr. Beardsley	Mr. Fisk	Mr. Mather	
Mr. Birdsall	Mr. Foster	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Quackenboss	
Mr. Cary	Mr. Halsey	Mr. Seward	
Mr. Conklin	Mr. Hubbard	Mr. Sherman	
Mr. Cropsey	Mr. Lansing	Mr. Tallmadge	
Mr. Deitz			22

FOR THE NEGATIVE.

Mr. Armstrong	Mr. Maynard	Mr. Rexford	
Mr. Lynde	Mr. McDowell		5

Ordered, That the clerk deliver said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The bill from the Assembly, entitled "An act to incorporate the North American mining company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate, voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Mather	
Mr. Armstrong	Mr. Fisk	Mr. McDowell	
Mr. Beardsley	Mr. Foster	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Quackenboss	
Mr. Cary	Mr. Halsey	Mr. Rexford	
Mr. Conklin	Mr. Hubbard	Mr. Seward	
Mr. Cropsey	Mr. Lansing	Mr. Sherman	
Mr. Deitz	Mr. Macdonald	Mr. Tallmadge	24

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FOR THE NEGATIVE.

Mr. Fuller 1

Ordered, That the clerk deliver the said bill to the Assembly, and inform them that the Senate have passed the same with the amendments therewith delivered.

On motion of Mr. Maynard,

Ordered, That the bill incorporating the Hudson and Erie rail-road company, and the resolution for the amendment of the constitution in relation to the election of mayor of New-York, be made the special order of the day for Wednesday next.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to authorise the construction of the Chenango canal;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Birdsall, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act relative to oath of office of justice of the peace;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 11 o'clock to-morrow morning.

TUESDAY, 11 *O'CLOCK*, *A. M*.—*FEBRUARY* 28, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard presented the petition of Joseph Marshall and others, for an insurance company for manufacturers; which was read, and referred to the committee on banks and insurance companies.

Mr. McDowell presented a remonstrance of Edmund Charles Genet, against the claim of John Jacob Astor to certain lands in the counties of Dutchess and Putnam; which was read, and referred to the committee on the judiciary.

Ordered, That said remonstrance be printed.

[*See Senate Document No.* 59.]

Mr. McDowell also presented the petition of H. Lewis and Virgil Whitney, for a law to erect a dam across the Susquehannah river; which was read, and referred to a select committee, consisting of the members attending the Senate from the sixth senate district.

Mr. McDowell also presented the petition of sundry inhabitants of the town of Chenango, county of Broome, for a division of said

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town; which was read, and referred to the committee on the division of counties and towns.

Mr. Maynard, from the committee on the incorporation of cities and villages, reported, with amendment, the bill entitled "An act further to amend the act entitled 'An act to reduce the laws concerning the village of Johnstown into one law;'" which was committed to a committee of the whole.

Mr. Maynard, from the committee on rail-roads, reported a bill entitled "An act to incorporate the Auburn and Owasco canal company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Bronson, from the committee on finance, made a report thereon, and brought in a bill, entitled "An act authorising the laying an annual tax for three years, for the use of this State;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole, and ordered to be printed.

[*See Senate Document No.* 61.]

Ordered, That three times the usual number of copies of said report be printed.

Mr. Deitz, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act extending the time for the collection of taxes in the several wards in the city of Albany;" which was ordered to a third reading.

Mr. Rexford, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to preserve the game in the counties of Orange and Westchester;" which was committed to a committee of the whole.

Mr. Deitz gave notice that he would, on some future day, ask leave to bring in a bill to incorporate the Schoharie village fire company.

Mr. Edmonds, pursuant to previous notice, asked for and obtained leave to bring in a bill, entitled "An act to repeal so much of the Revised Statutes as relates to certain disqualifications of judges from acting."

Thereupon,

Mr. Edmonds brought in the said bill; which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the judiciary.

The bill from the Assembly, entitled "An act extending the time for the collection of taxes in the several wards in the city of Albany," was read the third time and passed.

Ordered, That the clerk deliver said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act authorising the construction of the Chenango canal;" and after some time spent thereon, Mr. Pre-

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sident resumed the chair, and Mr. Birdsall, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Steuben county bank;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported progress, and asked for and obtained leave to sit again.

After the consideration of executive business, the Senate adjourned until 11 o'clock to-morrow morning.

WEDNESDAY, 11 *O'CLOCK, A. M.—FEBRUARY* 29, 1832.

The Senate met pursuant to adjournment.

Mr. Deitz presented a remonstrance against amending the act in relation to the village of Johnstown; which was read, and referred to the committee of the whole when on the bill on that subject.

Mr. Rexford presented the petition of Joseph Blakie and Isabell Blakie, for title to a lot of land formerly owned by David Campbell, an alien, now deceased; which was read, and referred to the committee on the judiciary.

Mr. Tallmadge, from the committee on rail-roads, reported without amendment, the bill from the Assembly, entitled "An act to authorise the Mohawk and Hudson rail-road company to construct a branch rail-road, and for other purposes;" which was committed to a committee of the whole.

Mr. Lynde, from the committee on roads and bridges, reported a bill entitled "An act to incorporate the president and directors of the Centre bridge company, in the village of Unadilla;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Allen, from the committee on banks and insurance companies, reported a bill entitled "An act to amend the charter of the Phœnix fire insurance company in the city of New-York;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Allen, from the same committee, reported a bill entitled "An act to incorporate the Columbia insurance company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Ordered, That the said bill be printed.

Mr. Beardsley, from the committee on the judiciary, on the bill entitled "An act in addition to the act entitled 'An act to incorporate the Watertown water company,'" made a report thereon and against the said bill; which was committed to a committee of the whole.

[*See Senate Document No.* 60.]

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Mr. Beardsley, from the same committee, on the petition of sundry inhabitants of the county of Oneida, praying for the appointment of a supreme court commissioner at Whitesboro," made a report thereon against the same; which report was agreed to by the Senate.

[*See Senate Document No.* 63.]

Mr. Beardsley, from the same committee, reported a bill entitled "An act to amend an act entitled 'An act for the relief of the Orphan Asylum society in the city of New-York;'" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the New-York and Albany rail-road company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on rail-roads.

The bill entitled "An act to incorporate the Deposite bridge company," was received from the Assembly, with a message that they had not concurred in the amendment of the Senate to the same.

Thereupon,

Resolved, That the Senate recede from their amendment to said bill not concurred in by the Assembly; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Macdonald	
Mr. Armstrong	Mr. Fisk	Mr. Mather	
Mr. Beardsley	Mr. Foster	Mr. Maynard	
Mr. Bronson	Mr. Fuller	Mr. McDowell	
Mr. Conklin	Mr. Gere	Mr. McLean	
Mr. Cropsey	Mr. Halsey	Mr. Rexford	
Mr. Deitz	Mr. Lansing	Mr. Seward	
Mr. Dodge	Mr. Lynde	Mr. Sherman	24

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

The annual report of the directors of the Central Asylum for the deaf and dumb at Canajoharie, was received and read.

[*See Senate Document No.* 67.]

On motion of Mr. Maynard,

Ordered, That the bill to incorporate the Hudson and Erie rail-road company, and the resolution to amend the constitution in relation to the election of mayor of New-York, be made the special order of the day for Friday next.

On motion of Mr. Dodge,

Ordered, That leave be given to withdraw the petition of Frederick Sammons, a revolutionary soldier, and the documents accompanying the same.

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The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to authorise the construction of the Chenango canal;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Birdsall, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 11 o'clock to-morrow morning.

THURSDAY, 11 *O'CLOCK*, *A. M.—MARCH* 1, 1832.

The Senate met pursuant to adjournment.

Mr. Edmonds presented the remonstrance of sundry inhabitants of the town of Austerlitz, in the county of Columbia, against the passage of any law to make the bridges in said county a county charge;" which was read, and referred to the committee on roads and bridges.

Mr. Dodge, from the committee on the division of counties and towns, reported against the petition for a division of the town of Groton; which report was agreed to by the Senate.

Thereupon,

Ordered, That the petitioners have leave to withdraw their petition.

Mr. Bronson, from the committee on finance, on the petition of sundry inhabitants of the county of Clinton, for an appropriation of money, made a report thereon, and introduced a bill entitled "An act to provide for opening a road through certain lands belonging to the school fund in the counties of Clinton and Franklin;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 62.]

Mr. Allen, from the committee on banks and insurance companies, reported a bill entitled "An act to incorporate the American manufacturers' mutual insurance association;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Ordered, That the said bill be printed.

Mr. Hubbard, from the committee on claims, reported without amendment, the bill from the Assembly, entitled "An act for the relief of the heirs of John Thomson;" which was committed to a committee of the whole.

Mr. Beardsley, from the committee on the judiciary, reported without amendment, the bill from the Assembly, entitled "An act for the relief of the heirs of James F. Gross, an alien;" which was committed to a committee of the whole.

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Mr. Beardsley, from the same committee, reported with amendments, the bill from the Assembly, entitled "An act for the relief of the heirs of Pierre Frederick Mairet, an alien;" which was committed to a committee of the whole.

Mr. Allen, from a select committee to whom was referred the petition of the supervisors of the county of Richmond, for remuneration for damages sustained by the operation of the quarantine laws, and for other purposes, made a report thereon, and brought in two several bills, entitled "An act providing for certain expenditures by the county of Richmond," and "An act imposing a tax on dogs in the county of Richmond;" which were read the first time, and by unanimous consent, were also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 66.]

The annual report of the Regents of the University of the State of New-York, was received and read.

[*See Senate Document No.* 72.]

Ordered, That two hundred and fifty additional copies of said report be printed for the use of the Regents.

A report was received from the Canal Board, on the bill entitled "An act to incorporate the Oneida lake canal company;" which was read, and, with the bill, committed to a committee of the whole.

[*See Senate Document No.* 64.]

A report from the Secretary of State, giving the census of the several Congressional districts in 1820, 1825 and 1830, in compliance with a resolution of the Senate of the 23d of February last, was received and read.

[*See Senate Document No.* 65.]

The bill entitled "An act to incorporate the village of Medina," and the bill entitled "An act to incorporate the North American mining company," were received from the Assembly, with a message that they had concurred in the amendments of the Senate to said bills, and had amended them accordingly.

The said amended bills having been examined,

Ordered, That the clerk return the same to the Assembly.

On motion of Mr. Maynard,

Ordered, That the bill to incorporate the Oneida lake canal company, be made the special order of the day for Monday next.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to authorise the construction of the Chenango canal;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Birdsall, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 11 o'clock to-morrow morning.

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FRIDAY, 11 *O'CLOCK*, *A. M.—MARCH* 2, 1832.

The Senate met pursuant to adjournment.

Mr. Mather presented the petition of sundry inhabitants residing in the western part of Onondaga county, praying for a law to appoint a supreme court commissioner in the town of Elbridge, in said county; which was read, and referred to the committee on the judiciary.

Mr. Cary presented the petition of the trustees of the Genesee manual labor seminary, praying for an act of incorporation; which was read, and referred to the committee on literature.

Mr. Tallmadge, from the committee on rail-roads, reported without amendment, the bill from the Assembly, entitled "An act to amend an act entitled 'An act to incorporate the Ithaca and Owego rail-road company,' passed January 28, 1828;" which was committed to a committee of the whole.

Mr. Lynde, from the committee on roads and bridges, reported without amendment, the bill from the Assembly, entitled "An act to amend article second, title first of the sixteenth chapter, part first of the Revised Statutes, entitled 'Of the persons liable to work on highways, and the making of assessments therefor;'" which was committed to a committee of the whole.

Mr. Beardsley, from the committee on the judiciary, reported with amendments, the bill from the Assembly, entitled "An act in relation to the supreme and circuit courts;" which was committed to a committee of the whole.

On motion of Mr. Maynard,

Ordered, That the bill for the construction of the Hudson and Erie rail-road company, and the resolution to amend the constitution in relation to the election of mayor of the city of New-York, be made the special order of the day for Monday next.

Mr. Tallmadge gave notice that he would, hereafter, ask leave to introduce a bill to extend and continue in force the incorporation of the Schenectady manufacturing company.

Thereupon,

Mr. Tallmadge, by unanimous consent, asked for and obtained leave to bring in said bill, entitled "An act to extend and continue in force the incorporation of the Schenectady manufacturing company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on manufactures.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act authorising the construction of the Chenango canal;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Birdsall, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Steuben county

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bank;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported progress, and asked for and obtained leave to sit again.

After the consideration of executive business, the Senate adjourned until 11 o'clock to-morrow morning.

SATURDAY, 11 *O'CLOCK, A. M.—MARCH* 3, 1832.

The Senate met pursuant to adjournment.

Mr. Hubbard presented the petition of sundry inhabitants of the county of Chenango, praying for a law authorising the board of supervisors of said county to audit certain accounts of Joshua Lobdell and others; which was read, and referred to a select committee, consisting of the members attending the Senate from the sixth senate district.

Mr. McDowell presented the petition of sundry inhabitants of the towns of Union and Nanticoke, in the county of Broome, praying to have a part of the town of Union annexed to the town of Nanticoke; which was read, and referred to the committee on the division of counties and towns.

Mr. McDowell also presented three several remonstrances against the annexing of part of the town of Union to Nanticoke; which was read, and referred to the committee on the division of counties and towns.

Mr. Lansing presented the petition of sundry inhabitants of the county of Lewis, for an act for the formation of a road district through the towns of Leyden, West Turin, Turin and Martinsburgh; which was read, and referred to the committee on roads and bridges.

Mr. Lansing also presented the remonstrance of sundry inhabitants of the town of Fowler, against the imposition of a tax for the repair of the Russell turnpike in the counties of St. Lawrence and Jefferson; which was read, and referred to the committee on roads and bridges.

Mr. Lansing also presented the petition of sundry inhabitants of Oswego and the adjoining counties, for an act of incorporation to construct a rail-road from Watertown, in the county of Jefferson, to Rome, in the county of Oneida; which was read, and referred to the committee of the whole when on the bill on that subject.

Mr. McDowell presented the petition of Clark Hyatt and others, for an act of incorporation to construct a toll-bridge over the Susquehannah river in the county of Tioga; which was read, and referred to the committee on roads and bridges.

A report from the Secretary of State, in relation to the distribution and sale of the Revised Statutes, was received and read.

[*See Senate Document No.* 68.]

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Ordered, That said report be referred to the committee on finance.

Mr. Deitz, in pursuance to previous notice, asked for and obtained leave to bring in a bill, entitled "An act to authorise the formation of fire companies."

Thereupon,

Mr. Deitz brought in the said bill; which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the judiciary.

Ordered, That the said bill be printed.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to authorise the construction of the Chenango canal;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Birdsall, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 11 o'clock on Monday morning next.

MONDAY, 11 *O'CLOCK*, *A. M.—MARCH* 5, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard presented a petition from Washington in Dutchess county, for the incorporation of a manufacturers' insurance company; which was read, and referred to the committee of the whole when on the bill on that subject.

Mr. Seward presented the petition of the inhabitants of the village of Walden, in the county of Orange, for an act to incorporate said village; which was read, and referred to the committee on the incorporation of cities and villages.

Mr. Allen presented the memorial of the Allegany coal company, praying for a renewal of their charter; which was read, and referred to the committee on manufactures.

Mr. Dodge presented two several remonstrances of sundry inhabitants of the town of Union, against the annexing part of said town to the town of Nanticoke; which was read, and referred to the committee on the division of counties and towns.

Mr. Hubbard, from the committee on claims, reported a bill entitled "An act for the relief of the representatives of John Thurman, deceased;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Allen, from the committee on banks and insurance companies, to whom was referred the memorial of certain banks in the city of New-York, praying a modification of the law relative to the investment of the bank fund, made a report thereon, and brought in a bill entitled "An act to amend an act to create a fund for the benefit of

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the creditors of certain monied corporations, and for other purposes;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 71.]

Ordered, That the said bill be printed.

Mr. McLean, from the committee on literature, reported a bill entitled "An act to incorporate the Genesee manual labor seminary;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Dodge, from the committee on finance, to whom was referred the report of the Comptroller relative to the loans of 1786, 1792 and 1808, made a report thereon, and brought in a bill entitled "An act relative to the loans of 1786, 1792 and 1808;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 69.]

Ordered, That said bill be printed.

Mr. Beardsley, from the committee on the judiciary, reported a bill entitled "An act authorising the appointment of a supreme court commissioner to reside in the town of Elbridge, in the county of Onondaga;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Hubbard, from a select committee, reported a bill entitled "An act authorising Hazard Lewis and Virgil Whitney to maintain a dam across the Susquehannah river;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

A bill was received from the Assembly for concurrence, entitled "An act relating to the distribution of the literature fund;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on literature.

Mr. Maynard offered the following resolution; which was read the first time, and ordered a second reading:

Resolved, That the following amendment be proposed to the constitution, and that the same be referred to the Legislature next to be chosen, and that the Secretary of State cause the same to be published in one newspaper in each county in this State, in which a newspaper shall be published, for three months previous to the next election:

After the first of January, eighteen hundred and thirty-five, the Legislature may transfer from the Canal fund to the General fund, the revenues to be derived from duties on sales at auction, and on the manufacture of salt.

The tolls which may be imposed upon all the canals of this State, not required for the payment of the debt incurred in the construc-

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tion of the Erie and Champlain canals, shall be and remain inviolably pledged for the payment of the cost of the construction of other canals; for the further prosecution of the system of internal improvements, and for the promotion of education.

Ordered, That said resolution be printed.

[*See Senate Document No.* 70.]

On motion of Mr. McLean,

Resolved, That the clerk cause transparent window blinds to be put up in the lower windows of the Senate chamber.

On motion of Mr. Fuller,

Resolved, That the standing committee on roads and bridges, report to the Senate, whether, in their opinion, it be not practicable and expedient, so to modify the present law on the subject of highway taxes, as to give the people of the several towns, the right, when they shall deem it advisable, to raise such taxes in money, in lieu of labor, at such rate per day, as shall be considered reasonable and proper.

Mr. Tallmadge gave notice that he would, on some future day, ask leave to introduce a bill to incorporate the Poughkeepsie whaling company; a bill to incorporate the Poughkeepsie cotton manufacturing company; and a bill to incorporate a company for the cultivation of silk.

The engrossed bill entitled "An act to incorporate the Westchester and Putnam steam-boat company," was read the third time and lost; two-thirds of all the members elected to the Senate not voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Edmonds	Mr. Mather	
Mr. Beardsley	Mr. Fisk	Mr. McDowell	
Mr. Birdsall	Mr. Gere	Mr. McLean	
Mr. Bronson	Mr. Halsey	Mr. Quackenboss	
Mr. Deitz	Mr. Lansing	Mr. Seward	
Mr. Dodge	Mr. Macdonald	Mr. Tallmadge	18

FOR THE NEGATIVE.

Mr. Allen	Mr. Fuller	Mr. Maynard	
Mr. Conklin	Mr. Hubbard	Mr. Rexford	
Mr. Cropsey	Mr. Lynde	Mr. Sherman	
Mr. Foster			10

On motion of Mr. Maynard,

Ordered, That the bills and resolution, which were the special order for to-day, be made the special order of the day for Thursday next.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to authorise the construction of the Chenango canal;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Birdsall, from the said com-

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mittee, reported progress, and asked for and obtained leave to sit again.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Steuben county bank;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported progress, and asked for and obtained leave to sit again.

On motion of Mr. Allen,

The Senate adjourned until 10 o'clock to-morrow morning.

TUESDAY, 10 *O'CLOCK*, *A. M.—MARCH* 6, 1832.

The Senate met pursuant to adjournment.

Mr. Seward presented the remonstrance of sundry inhabitants of the village of Auburn, against certain alterations in the charter of said village; which was read, and referred to the committee of the whole when on that bill.

Mr. Cropsey presented a petition of the corporation of St. Andrew's church in the county of Richmond, praying that the act of 1819, granting the sum of $1000 for building a church in said county, be so amended that the money may be applied to the erecting of an academy in said county; which was read, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

Mr. McLean presented the petition of the State medical society, for aid to a State vaccine institution; which was read, and referred to the committee on literature.

Mr. Lynde, from the committee on roads and bridges, made a report against the petition of the Canajoharie bridge company; which was laid on the table.

[*See Senate Document No.* 78.]

Mr. Fuller, from the committee on claims, to whom was referred the petition of John C. McLean, made a report thereon; which was read.

[*See Senate Document No.* 73.]

Ordered, That said report and petition be referred to the committee of the whole when on the bill entitled "An act to settle the claim of John C. McLean."

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act authorising the construction of the Chenango canal;" and after some time spent thereon, Mr. Pre-

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sident resumed the chair, and Mr. Birdsall, from the said committee, reported progress, and asked for and obtained leave to sit again.

After the consideration of executive business, the Senate adjourned until 10 o'clock to-morrow morning.

WEDNESDAY, 10 *O'CLOCK*, *A. M.—MARCH* 7, 1832.

The Senate met pursuant to adjournment.

Mr. Tracy, a member of the Senate from the eighth senate district, appeared in the Senate Chamber and took his seat.

Mr. Macdonald, from the committee on state prisons, made a report, and brought in a bill entitled "An act in relation to state prisons, for the erection of two hundred and twenty additional cells at the Auburn prison, and for the building a state prison for female convicts;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 74.]

Ordered, That said bill be printed.

Mr. Lynde, from the committee on roads and bridges, to whom was referred the petition of sundry inhabitants of the county of Lewis, for an act for the formation of a road district through the towns of Leyden, West Turin, Turin and Martinsburgh, in said county, together with the several remonstrances, made an unfavorable report thereon; which report was agreed to by the Senate.

[*See Senate Document No.* 79.]

Thereupon,

Ordered, That the petitioners have leave to withdraw their petition.

The bill entitled "An act concerning the state prison at Mount-Pleasant," was returned by the Assembly, with a message that they had passed the same without amendment; and which was presented to his excellency the Governor by the clerk.

A bill was received from the Assembly for concurrence, entitled "An act to consolidate and amend the charter of the village of Herkimer;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the incorporation of cities and villages.

Mr. Seward gave notice that he should, hereafter, ask leave to bring in a bill concerning the court of errors.

Thereupon,

Mr. Seward, by unanimous consent, brought in said bill, entitled "An act concerning the court of errors;" which was read the first

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time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

The resolution offered by Mr. Maynard on Monday last, for an amendment to the constitution, was read a second time, and committed to a committee of the whole, when on the bill entitled "An act authorising the laying and collecting an annual tax for three years, for the use of this State."

Mr. Birdsall presented the petition of Alpheus Hawley and others, for the appointment of a commissioner to take the acknowledgment of certain deeds in Pennsylvania; which was read, and referred to the committee on the judiciary.

Mr. Birdsall presented the remonstrance of sundry inhabitants of the village of Lewiston, against a private sale of certain lots belonging to the State in that village; which was read, and referred to the committee of the whole when on that bill.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to authorise the construction of the Chenango canal;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Birdsall, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Steuben county bank;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported that the committee had agreed to the same without amendment.

Thereupon,

The sixth section of the said bill was again read, in the words following, to wit:

"The capital stock of the said corporation shall be one hundred and fifty thousand dollars, to be divided into three thousand shares of fifty dollars each; and John Magee, Constant Cook, William S. Hubbell, Andrew B. Dickinson and John D. Higgins are hereby appointed commissioners to receive subscriptions to the said capital stock."

Mr. Seward made a motion to insert after the name of "Andrew B. Dickinson," in the fourth line, the names of "Grattan H. Wheeler and William W. McKay."

Mr. President put the question on agreeing to the said motion, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Allen	Mr. Dodge	Mr. Lansing
Mr. Armstrong	Mr. Edmonds	Mr. Macdonald
Mr. Beardsley	Mr. Fisk	Mr. McDowell
Mr. Bronson	Mr. Foster	Mr. McLean

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Mr. Conklin	Mr. Gere	Mr. Quackenboss	
Mr. Cropsey	Mr. Halsey	Mr. Sherman	
Mr. Deitz	Mr. Hubbard	Mr. Tallmadge	21

FOR THE AFFIRMATIVE.

Mr. Birdsall	Mr. Lynde	Mr. Rexford	
Mr. Cary	Mr. Mather	Mr. Seward	
Mr. Fuller	Mr. Maynard		8

The tenth section of the said bill was again read, in the words following, to wit:

"The commissioners shall proceed to distribute the capital stock of the said corporation among the subscribers thereto; and in case there should be subscriptions to more than the amount of such stock, within the said three days, it shall be the duty of the said commissioners to apportion the same among the subscribers thereto, in such manner as a majority of them shall deem most advantageous to the interests of the institution; but no person who shall have subscribed for twenty shares or upwards, shall, upon such distribution, receive less than twenty shares, unless the subscription for the said last mentioned or a less number of shares, shall exceed the whole amount of capital stock: nor shall there be allowed to any one of the commissioners, directly or indirectly, or to any one in trust for him, more than one hundred shares of said stock, if without such allowance the whole stock be taken up."

Mr. Birdsall made a motion to amend the said section, by inserting after the word "the," in the twelfth line, the following words, to wit: "subscribers more than two hundred shares, or to any one of the".

Mr. President put the question on agreeing to said motion, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Beardsley	Mr. Fisk	Mr. McDowell	
Mr. Conklin	Mr. Foster	Mr. McLean	
Mr. Cropsey	Mr. Gere	Mr. Quackenboss	
Mr. Deitz	Mr. Halsey	Mr. Rexford	
Mr. Dodge	Mr. Hubbard	Mr. Tallmadge	
Mr. Edmonds	Mr. Macdonald		17

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. Maynard	
Mr. Birdsall	Mr. Lansing	Mr. Seward	
Mr. Bronson	Mr. Lynde	Mr. Sherman	
Mr. Cary	Mr. Mather	Mr. Tracy	12

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Mr. Birdsall then moved to amend the said section, by inserting after the word "stock," in the eleventh line, the words following, to wit:

"In which last case, all subscribers for more than twenty shares, shall, for the purposes of such distribution, be deemed subscribers for twenty shares only; and the commissioners shall thereupon proceed to distribute the said stock rateably, according to the amount of the shares subscribed."

Mr. President put the question on agreeing to the said motion, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Beardsley	Mr. Edmonds	Mr. Macdonald	
Mr. Bronson	Mr. Fisk	Mr. McDowell	
Mr. Conklin	Mr. Foster	Mr. McLean	
Mr. Cropsey	Mr. Gere	Mr. Quackenboss	
Mr. Deitz	Mr. Halsey	Mr. Rexford	
Mr. Dodge	Mr. Hubbard	Mr. Tallmadge	18

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Lansing	Mr. Seward	
Mr. Birdsall	Mr. Lynde	Mr. Sherman	
Mr. Cary	Mr. Mather	Mr. Tracy	
Mr. Fuller	Mr. Maynard		11

Thereupon,

The Senate agreed to the report of the committee of the whole, and the bill was ordered to a third reading.

Then the Senate adjourned until 10 o'clock to-morrow morning.

THURSDAY, 10 *O'CLOCK*, *A. M.—MARCH* 8, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard, from the committee on the incorporation of cities and villages, reported, without amendment, the bill from the Assembly, entitled "An act to consolidate and amend the charter of the village of Herkimer;" which was committed to a committee of the whole.

Mr. Armstrong, from the committee on manufactures, reported without amendment, the bill entitled "An act to extend and conti-

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nue in force the incorporation of the Schenectady manufacturing company;" which was committed to a committee of the whole.

A communication from the trustees of the Capitol, was received and read.

[*See Senate Document No.* 76.]

Ordered, That said communication be referred to the committee on finance.

Mr. Tracy gave notice that he would, hereafter, ask leave to introduce a bill to amend the act to incorporate the Buffalo and Hamburgh turnpike company.

Thereupon,

Mr. Tracy, by unanimous consent, brought in said bill, entitled "An act to amend the act entitled 'An act to incorporate the Buffalo and Hamburgh turnpike company,' passed January 25, 1830;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on roads and bridges.

The bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Steuben county bank," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. McDowell	
Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Beardsley	Mr. Foster	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Westcott	
Mr. Dodge	Mr. Macdonald		23

FOR THE NEGATIVE.

Mr. Birdsall	Mr. Lynde	Mr. Maynard	
Mr. Fuller	Mr. Mather	Mr. Seward	6

Ordered, That the clerk deliver said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to authorise the construction of the Chenango canal;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Birdsall, from the said committee, reported the same with amendments; which report was read in the words following, to wit:

"SECTION 1. The canal commissioners shall proceed, with all reasonable diligence, to construct and complete a canal, from Binghamton in the county of Broome, up the valley of the Chenango ri-

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ver, to its head waters, and thence by the most advantageous route, to the Erie canal. And the said commissioners, in determining the route and the termination of the said canal at the Erie canal, shall be influenced by regard for economy, public utility, and the relinquishment of damages, and the amount of gifts, grants and donations: but no water shall be taken from the Oriskany and Sadaquada creeks for the supply of the said canal. The commissioners shall apply to every individual whose land or real estate shall be required to be taken for the construction of the said canal, or shall be so situated as to be in any danger of being affected by the construction of said canal, and unless there shall be a relinquishment of all damages in every case, or a bond shall be given to the people of the State for the payment of all damages in each particular case in which there shall not be such relinquishment of damages, the said commissioners shall not commence the said construction. The terms of all such bonds shall be prescribed by the canal commissioners, and they shall certify that the responsibility of the obligors is sufficient. The said commissioners shall offer to let the said canal for construction, either as a whole or in convenient sections, as they shall prefer; and unless contracts shall be made by responsible persons for the construction of the whole of said canal, for a sum, in the aggregate, not exceeding one million of dollars, the said commissioners shall not commence the said construction. If responsible persons shall offer to construct, under the direction of said commissioners, any portion of said canal without any charge to the State therefor, the said commissioners shall permit them to do so. Nor shall the said commissioners commence the said construction, until a bond or bonds shall be executed to the people of the State, in the penal sum, in the aggregate, of two hundred and fifty thousand dollars, conditioned to pay the whole amount which the said construction shall cost over the sum of one million of dollars; and the said commissioners shall certify that the responsibility of the obligors is sufficient. The obligors shall have the selection of the engineer to superintend the construction of the said canal, if such selection shall be expressed in writing by a majority of the said obligors.

§ 2. The canal shall be constructed of the same width and depth as the Erie canal; and the locks shall be made of wood, supported by stone walls, in the manner recommended by Mr. Hutchinson, engineer, in the report of his survey, presented to the legislature at its session in eighteen hundred and twenty-eight, unless the said commissioners shall deem locks of a different construction cheaper, and more useful.

§ 3. The commissioners of the canal fund shall borrow, on the credit of the State, for the construction of the said canal, a sum not exceeding one million of dollars, at an interest not exceeding five per cent; and the said commissioners shall contract for a loan of the whole sum required to construct the said canal, not exceeding the sum before mentioned, at once, to be paid at such times, and in such parcels, as the said commissioners shall specify; or the said commissioners shall borrow, from time to time, such sum or sums as shall

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be required for the construction of the said canal, as they shall find most for the interest of the State.

§ 4. All loans made for the purpose aforesaid, shall be payable after twenty years, or such shorter period as the commissioners of the canal fund shall deem most advantageous to the interest of this State; and for them certificates of stock shall be issued in the manner directed in and by the "Act to improve the funds and provide for the redemption of the funded debt of this State."

§ 5. Rates of toll not less than those which may be established by law on the Erie and Champlain canals, shall be imposed and collected on the canal to be constructed by virtue of this act; and such tolls, and all grants, gifts and donations that may be made to the State on account of said canal, shall be pledged, appropriated and applied to the payment of the interest and principal of the sums borrowed, for the construction of the said canal; and such rates of toll shall never be less than those now established on the Erie and Champlain canals, until such payment is completed.

§ 6. All premiums obtained on loans made for the construction of said canal, shall be deposited with some safe incorporated company, at the highest rate of interest that can be obtained, and applied to the payment of the interest on such loans.

§ 7. Such canal shall be known by the name of "The Chenango Canal." "

Mr. President put the question on agreeing to the said report, and it was decided in the affirmative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. Maynard	
Mr. Armstrong	Mr. Fuller	Mr. McDowell	
Mr. Birdsall	Mr. Hubbard	Mr. Seward	
Mr. Cary	Mr. Lynde	Mr. Sherman	
Mr. Conklin	Mr. Mather	Mr. Tracy	
Mr. Cropsey			16

FOR THE NEGATIVE.

Mr. Beardsley	Mr. Fisk	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Quackenboss	
Mr. Deitz	Mr. Halsey	Mr. Rexford	
Mr. Dodge	Mr. Lansing	Mr. Tallmadge	
Mr. Edmonds	Mr. Macdonald	Mr. Westcott	15

Thereupon,

The said bill was ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Oneida lake canal company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Dodge, on behalf of Mr. Sherman, from the said

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committee, reported progress, and asked for and obtained leave to sit again.

On motion of Mr. Maynard,

Ordered, That the bill to incorporate the Hudson and Erie railroad company, and the resolution to amend the constitution in relation to mayor of New-York, be made the special order of the day for to-morrow.

Then the Senate adjourned until 11 o'clock to-morrow morning.

FRIDAY, 11 *O'CLOCK*, *A. M.—MARCH* 9, 1832.

The Senate met pursuant to adjournment.

Mr. Hubbard, from the committee on claims, made a report, and brought in a bill entitled "An act for the relief of Erastus Willard;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 80.]

Mr. McLean, from the committee on literature, reported against the bill from the Assembly, entitled "An act relating to the distribution of the literature fund;" which was committed to a committee of the whole.

Mr. Beardsley, from the committee on the judiciary, reported in favor of the bill entitled "An act to repeal so much of the Revised Statutes as relates to certain disqualification of judges from acting;" which was committed to a committee of the whole.

Mr. Beardsley, from the same committee, reported a bill entitled "An act for the relief of Elizabeth Potts, Jane Russell and Isabel Blackie, sisters of David Campbell, a resident alien, deceased;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Beardsley, from the same committee, made an unfavorable report on the petition of Alpheus Hawley and others; which was agreed to by the Senate.

[*See Senate Document No.* 83.]

Mr. Hubbard, from a select committee, reported a bill entitled "An act authorising the board of supervisors of the county of Chenango, to audit certain accounts;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

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TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act concerning the state prison at Mount-Pleasant."

E. T. THROOP.

Albany, March 8, 1832.

Mr. Gere asked for and obtained leave of absence for Mr. Deitz for five days.

On motion of Mr. Seward,

Ordered, That the committee of the whole be discharged from the further consideration of the bill, entitled "An act in relation to the court for the correction of errors," and that the same be ordered to be engrossed for a third reading.

Mr. Tallmadge presented the petition of the inhabitants of Hyde-Park, in the county of Dutchess, for the incorporation of the Hyde-Park dry-dock manufacturing company; which was read, and referred to the committee on manufactures.

The engrossed bill entitled "An act altering the charter of the Clinton woollen manufacturing society," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard
Mr. Armstrong	Mr. Foster	Mr. McDowell
Mr. Beardsley	Mr. Fuller	Mr. McLean
Mr. Birdsall	Mr. Gere	Mr. Rexford
Mr. Bronson	Mr. Halsey	Mr. Seward
Mr. Cary	Mr. Hubbard	Mr. Sherman
Mr. Conklin	Mr. Lansing	Mr. Tallmadge
Mr. Cropsey	Mr. Lynde	Mr. Tracy
Mr. Dodge	Mr. Macdonald	Mr. Westcott
Mr. Edmonds	Mr. Mather	29

Mr. Foster, from the committee on enrolled bills, reported the bill entitled "An act for the construction of the Chenango canal," as correctly engrossed.

Thereupon,

The said engrossed bill was read the third time and passed.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. Maynard
Mr. Armstrong	Mr. Fuller	Mr. McDowall
Mr. Birdsall	Mr. Hubbard	Mr. Seward
Mr. Cary	Mr. Lynde	Mr. Sherman
Mr. Conklin	Mr. Mather	Mr. Tracy
Mr. Cropsey		16

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FOR THE NEGATIVE.

Mr. Beardsley	Mr. Gere	Mr. McLean
Mr. Bronson	Mr. Halsey	Mr. Rexford
Mr. Dodge	Mr. Lansing	Mr. Tallmadge
Mr. Edmonds	Mr. Macdonald	Mr. Westcott
Mr. Fisk		13

Mr. Mather, from the committee on enrolled bills, reported the bill entitled "An act in relation to the court for the correction of errors," as correctly engrossed.

Thereupon,

The said engrossed bill was read the third time and passed.

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act authorising the assessment and collection of a certain sum of money in school district number two in the town of Watervliet, in the county of Albany;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Oneida lake canal company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Sherman, from the said committee, reported the same with sundry amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to amend the charter of the Phœnix fire insurance company of the city of New-York;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Tracy, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Hudson and Erie rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then again resolved itself into a committee of the whole, on the resolution from the Assembly to amend the constitution in relation to the election of mayor of the city of New-York; and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 11 o'clock to-morrow morning.

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SATURDAY, 11 *O'CLOCK*, *A. M.—MARCH* 10, 1832.

The Senate met pursuant to adjournment.

Mr. Tallmadge presented three several petitions of sundry inhabitants of Poughkeepsie, for an act incorporating the Poughkeepsie silk company; for the incorporation of the Poughkeepsie manufacturing company, and for the incorporation of the Poughkeepsie whaling company; which were severally read, and referred to the committee on manufactures.

Mr. Rexford presented the petition of the president, directors and company of the Sidney bridge company, for an extension of their charter; which was read, and referred to the committee on roads and bridges.

Mr. Westcott presented the remonstrance of sundry freeholders of the village of Walden, against incorporating the said village; which was read, and referred to the committee on the incorporation of cities and villages.

Mr. McDowell presented the petition of Joseph E. Smith and others, praying for remuneration for losses sustained in work done on the Oswego canal; which was read, and referred to the committee on canals.

Mr. Armstrong, from the committee on manufactures, reported a bill entitled "An act to extend for a limited period the charter of the Allegany coal company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. McLean, from the committee on literature, reported a bill entitled "An act for the relief of the vaccine institution of the State Medical Society;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Edmonds, from the committee on the judiciary, reported a bill entitled "An act authorising the formation of fire companies;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Westcott, from the committee on roads and bridges, reported a bill entitled "An act to incorporate the Nichols and Tioga bridge company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Westcott, from the same committee, reported without amendment, the bill entitled "An act to amend the act entitled 'An act to incorporate the Buffalo and Hamburgh turnpike company,' passed January 23, 1830;" which was committed to a committee of the whole.

Mr. Westcott asked for and obtained leave of absence for Mr. Quackenboss for six days.

Mr. Maynard asked for and obtained leave of absence for Mr. Lansing for eight days.

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Mr. Dodge asked for and obtained leave of absence for six days from Monday next.

Mr. Halsey gave notice that he would, at some future time, ask leave to bring in a bill, entitled "An act to revive an act to incorporate the village of Seneca Falls in the county of Seneca."

Thereupon,

Mr. Halsey, by unanimous consent, brought in the said bill; which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the judiciary.

On motion of Mr. Westcott,

Ordered, That the Senate will meet at ten o'clock, A. M. from and after Monday next.

Mr. Mather, from the committee on enrolled bills, reported the bill entitled "An act to amend the charter of the Pœnix fire insurance company of the city of New-York," as correctly engrossed.

Thereupon,

The said engrossed bill was read the third time and passed; two-thirds of all the members elected to the Senate, voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard
Mr. Armstrong	Mr. Foster	Mr. McDowell
Mr. Beardsley	Mr. Fuller	Mr. McLean
Mr. Birdsall	Mr. Gere	Mr. Rexford
Mr. Bronson	Mr. Halsey	Mr. Seward
Mr. Cary	Mr. Hubbard	Mr. Sherman
Mr. Conklin	Mr. Lynde	Mr. Tallmadge
Mr. Cropsey	Mr. Macdonald	Mr. Tracy
Mr. Dodge	Mr. Mather	Mr. Westcott
Mr. Edmonds		

28

Ordered, That the clerk deliver said bill to the Assembly and request their concurrence to the same.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Erie and Hudson rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then again resolved itself into a committee of the whole, on the resolution from the Assembly, to amend the constitution in relation to the election of mayor of the city of New-York; and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported progress, and asked for and obtained leave to sit again.

On motion of Mr. Edmonds,

Ordered, That said resolution be made the special order of the day for Monday the 19th instant.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of William Long;" and after

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some time spent thereon, Mr. President resumed the chair, and Mr. McDowell, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act relative to oath of office of justices of the peace;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported progress, and asked for and obtained leave to sit again.

Mr. Edmonds presented the petition of the State agricultural society, praying for an act of incorporation; which was read, and referred to the committee on agriculture.

The Senate then resolved itself into a committee of the whole, on the resolutions from the Assembly, to extend the pension law, in the words following, to wit:

Resolved, (if the Senate concur,) That the senators be instructed, and the representatives from this State in the Congress of the United States be requested, to use their exertions so to modify the pension law, as to admit of all persons who have served during the revolutionary war for three months or more in continuance, whether of the regular army or of the militia, or whether of the line of the army, or attached thereto as guides, expresses, boatmen, artificers or teamsters, to have their names inscribed on the pension roll of the United States.

Resolved, (if the Senate concur,) That the senators be instructed, and the members of Congress be requested, to use their exertions to procure for the officers of the late war, a gratuity of lands, as a reward for their losses, sufferings and privations, during the second war of independence.

Resolved, (if the Senate concur,) That the Secretary of State be requested to forward to each senator and representative in Congress, a copy of these resolutions.

And after some time spent thereon, Mr. President resumed the chair, and Mr. Westcott, from the said committee, reported the first resolution, with an amendment, as follows:

After the word "teamsters," in the eighth line, insert "or the widows of such persons."

That the committee had disagreed to the second of said resolutions.

And also amended the third of said resolutions, by striking out "requested," in the second line thereof, and inserting "directed."

Which report was agreed to by the Senate.

Thereupon,

Ordered, That the clerk deliver a copy of said resolution of concurrence and amendment to the Assembly.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Rome and Watertown rail-road company;" and after some time spent thereon, Mr.

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President resumed the chair, and Mr. Birdsall, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 10 o'clock on Monday morning next.

MONDAY, 10 *O'CLOCK, A. M.—MARCH* 12, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard presented a petition from sundry inhabitants of Deerfield, praying for a division of that town; which was read, and referred to the committee of the whole when on the bill on that subject.

Mr. Maynard also presented the petition of sundry inhabitants of New-Hartford in Oneida county, for leave to raise money to build a bridge; which was read, and referred to the committee of the whole, when on the bill entitled "An act for the more effectual improvement of roads and bridges."

Mr. Seward presented a further petition of the trustees of the village of Auburn, for an act to amend the charter of the said village; which was read, and referred to the committee of the whole when on the bill on that subject.

Mr. Foster presented the petition of Charles Cady, praying for the passage of an act to change his name; which was read, and referred to the committee on the judiciary.

Mr. McDowell presented the petition of sundry inhabitants of the town of Chenango, for a division of said town; which was read, and referred to the committee on the division of counties and towns.

Mr. Lynde presented the petition of suudry inhabitants of Cortland county, on the subject of the claim of Gideon Castle, now before the Senate; which was read, and referred to the committee on the judiciary.

Mr. Sherman, from a select committee, made a report thereon, and brought in a bill, entitled "An act directing the appropriation of certain funds to the establishment of an academy in the county of Richmond;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 87.]

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act relating to the superior court of the city of New-York:"

"An act amending an act for the relief of Gideon Castle, passed February 4th, 1831:"

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Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on the judiciary.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to extend and enlarge the corporate powers of the Farmers' and Mechanics' manufacturing company of New-Berlin:"

"An act to incorporate the Arkwright cotton factory, in the town of Pittsfield, Otsego county:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on manufactures.

Mr. Mather, from the committee on enrolled bills, reported the bill entitled "An act to incorporate the village of Fort-Plain, in the county of Montgomery," as correctly engrossed.

A bill was received from the Assembly for concurrence, entitled "An act relative to the board of supervisors of the county of Warren;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on privileges and elections.

A bill was received from the Assembly for concurrence, entitled "An act for the preservation of salmon trout in the waters therein mentioned;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the fifth senate district.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act in relation to the oath of office of justices of the peace;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Hudson and Erie rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Watertown and Rome rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Birdsall, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Elmira and Williamsport rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Birdsall, from the said committee, reported the same with amendments; which report

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was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to revive and amend the act entitled 'An act to incorporate the Hudson and Berkshire rail-road company,' passed April 21, 1828;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Allen, from the said committee, reported progress, and asked for and obtained leave to sit again.

Mr. President put the question on the final passage of the bill from the Assembly, entitled "An act authorising the assessment and collection of a certain sum of money in school district number two in the town of Watervliet, county of Albany," and it was passed.

Ordered, That the clerk deliver said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the village of Fort-Plain, in the county of Montgomery;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Beardsley, from the said committee, reported the same with an amendment; which report was ordered to be laid upon the table.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act in relation to the Troy water-works company, and for insuring to the city of Troy a supply of water for the extinguishment of fires and other purposes;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act relative to the support of the poor of the city of Albany;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Fuller, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to settle the claims of John C. McLean;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lynde, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 10 o'clock to-morrow morning.

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TUESDAY, 10 *O'CLOCK*, *A. M.—MARCH* 13, 1832.

The Senate met pursuant to adjournment.

Mr. McDowell presented the petition of sundry inhabitants of the towns of Tioga and Nichols, praying for the incorporation of a company to build a bridge over the Susquehannah river; which was read, and referred to the committee of the whole when on the bill on that subject.

Mr. Armstrong, from the committee on manufactures, reported without amendment, the bill from the Assembly, entitled "An act to extend and enlarge the corporate powers of the Farmers' and Mechanics' manufacturing company of New-Berlin;" which report was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Armstrong, from the same committee, reported without amendments, the bill from the Assembly, entitled "An act to incorporate the Arkwright cotton factory, in the town of Pittsfield, Otsego county;" which report was agreed to by the Senate, and the bill ordered to a third reading.

Mr. McDowell, from the committee on privileges and elections, reported with an amendment, the bill from the Assembly, entitled "An act relative to the board of supervisors of the county of Warren;" which was committed to a committee of the whole.

Mr. Rexford, from the committee on agriculture, reported a bill entitled "An act to incorporate the New-York State agricultural society;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Lynde, from the committee on roads and bridges, made a report agreeable to a resolution of the Senate, "whether, in their opinion, it be not practicable and expedient so to modify the present law on the subject of highway taxes, as to give the people of the several towns the right, when they shall deem it advisable, to raise such taxes in money in lieu of labor, at such rate per day as shall be considered reasonable and proper," and brought in a bill, entitled "An act authorising towns to raise highway taxes in money;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 84.]

Ordered, That said bill be printed.

Mr. Maynard, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act for the preservation of salmon trout in the waters therein mentioned;" which was committed to a committee of the whole.

A report was received from the joint committee of the Legislature, appointed pursuant to the eighth chapter, fourth title of the Revised Statutes, for the purpose of examining the Treasurer's account for the fiscal year ending 30th September, 1831.

[*See Senate Document No.* 77.]

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A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Walden company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on manufactures.

The resolution to extend the pension law, was received from the Assembly, with a message that they had concurred in the amendment of the Senate to the same, and had amended it accordingly.

The said amended resolution having been examined,

Ordered, That the clerk return the same to the Assembly.

On motion of Mr. Tallmadge,

Ordered, That the committee of the whole be discharged from the further consideration of the bill, entitled "An act to extend and continue in force the incorporation of the Schenectady manufacturing company," and that the same be engrossed for a third reading.

Mr. Mather, from the committee on enrolled bills, reported two bills as correctly engrossed, of the following titles, to wit:

"An act relating to the relief and support of the poor in the city and county of Albany:"

"An act to incorporate the Watertown and Rome rail-road company:"

Thereupon,

The said engrossed bill, entitled "An act to incorporate the Watertown and Rome rail-road company," was read the third time, and the question on its final passage ordered to be laid upon the table.

The said engrossed bill, entitled "An act relating to the relief and support of the poor in the city and county of Albany," was read a third time and passed.

Ordered, That the clerk deliver said bill to the Assembly and request their concurrence to the same.

The bill from the Assembly, entitled "An act relative to the oath of office of justices of the peace," with the engrossed amendment, was read a third time, and the question on its final passage ordered to be laid on the table.

The bill from the Assembly, entitled "An act in relation to the Troy water-works company, and for insuring to the city of Troy a supply of water for the extinguishment of fires and other purposes," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate, voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. McDowell	
Mr. Armstrong	Mr. Foster	Mr. McLean	
Mr. Beardsley	Mr. Fuller	Mr. Rexford	
Mr. Birdsall	Mr. Gere	Mr. Seward	
Mr. Bronson	Mr. Halsey	Mr. Sherman	
Mr. Cary	Mr. Lynde	Mr. Tallmadge	
Mr. Conklin	Mr. Macdonald	Mr. Tracy	
Mr. Cropsey	Mr. Mather	Mr. Westcott	
Mr. Edmonds	Mr. Maynard		26

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Ordered, That the clerk deliver the said bill to the Assembly, and inform them that the Senate have passed the same with the amendments therewith delivered.

The bill from the Assembly, entitled "An act to extend and enlarge the corporate powers of the Farmers' and Mechanics' manufacturing company of New-Berlin," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. McDowell	
Mr. Armstrong	Mr. Gere	Mr. McLean	
Mr. Beardsley	Mr. Halsey	Mr. Rexford	
Mr. Birdsall	Mr. Hubbard	Mr. Seward	
Mr. Bronson	Mr. Lynde	Mr. Sherman	
Mr. Conklin	Mr. Macdonald	Mr. Tallmadge	
Mr. Cropsey	Mr. Mather	Mr. Tracy	
Mr. Fisk	Mr. Maynard	Mr. Westcott	24

The bill from the Assembly, entitled "An act to incorporate the Arkwright cotton factory, in the town of Pittsfield, Otsego county," was read the third time and passed; two-thirds of all the members elected to the Senate, voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. McDowall	
Mr. Armstrong	Mr. Gere	Mr. McLean	
Mr. Beardsley	Mr. Halsey	Mr. Rexford	
Mr. Birdsall	Mr. Hubbard	Mr. Seward	
Mr. Bronson	Mr. Lynde	Mr. Sherman	
Mr. Conklin	Mr. Macdonald	Mr. Tallmadge	
Mr. Cropsey	Mr. Mather	Mr. Tracy	
Mr. Edmonds	Mr. Maynard	Mr. Westcott	
Mr. Fisk			25

Ordered, That the clerk deliver the said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

On motion of Mr. Maynard,

Ordered, That the bill entitled "An act to incorporate the Hudson and Erie rail-road company," and the bill entitled "An act to incorporate the Hudson and Berkshire rail-road company," be postponed until to-morrow.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to settle the claims of John C. McLean;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lynde, from the said committee, reported progress, and asked for and obtained leave to sit again.

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On motion of Mr. Beardsley,

Ordered, That the committee of the whole be discharged from the further consideration of said bill, and that the same, with the accompanying documents, be referred to the commissioners of the land-office.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to amend the charter of the Troy insurance company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Armstrong, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Waterford and Whitehall rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported that they had rejected the first section of said bill; which section was again read in the words following, to wit:

"§ 1. All persons who shall become stockholders pursuant to this act, shall be and they are hereby constituted a body corporate, by the name of "The Waterford and Whitehall rail-road company," with power to construct a single or double rail-road or way, commencing at or near the village of Waterford, in the county of Saratoga, and extending to the village of Whitehall, in the county of Washington; to transport, take and carry property and persons upon the same, by the power and force of steam, of animals, or of any mechanical or other power, or of any combination of them, which the said company may choose to employ; and by that name they shall be, and they are hereby vested with the right and privilege of erecting, building and making a single or double rail-road or way, for the purposes aforesaid, and the right of using the same in the manner hereinafter directed; and for the term of fifty years may have succession; and shall be capable of suing and being sued, of pleading and being impleaded, in all courts of law and equity, and in all manner of actions; and may have a common seal, and may change and alter the same at their pleasure."

Mr. President put the question on agreeing to the said report, and it was decided in the affirmative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Mather	
Mr. Armstrong	Mr. Fisk	Mr. McDowall	
Mr. Beardsley	Mr. Fuller	Mr. Rexford	
Mr. Birdsall	Mr. Gere	Mr. Sherman	
Mr. Conklin	Mr. Lynde	Mr. Westcott	
Mr. Cropsey	Mr. Macdonald		17

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FOR THE NEGATIVE.

Mr. Bronson	Mr. Halsey	Mr. Seward	
Mr. Cary	Mr. Maynard	Mr. Tallmadge	
Mr. Foster	Mr. McLean	Mr. Tracy	9

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to extend the time for the completion of the Whitehall and Waterford turnpike company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Macdonald, from the said committee, reported that the committee had rejected the first section thereof; which report was agreed to by the Senate.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Hudson river and Owego rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Mather, from the said committee, reported progress, and asked for and obtained leave to sit again.

After the consideration of executive business, the Senate adjourned until 10 o'clock to-morrow morning.

WEDNESDAY, 10 *O'CLOCK, A. M.—MARCH* 14, 1832.

The Senate met pursuant to adjournment.

Mr. Allen presented the petition of Samuel R. Brooks, for the incorporation of a bank in the city of New-York;" which was read, and referred to the committee on banks and insurance companies.

Mr. Beardsley presented the petition of James O. Morse and others, praying for an act incorporating a cotton and woolien manufacturing company in Cherry-Valley, county of Otsego; which was read, and referred to the committee on manufactures.

Mr. Tallmadge, from the committee on rail-roads, reported with amendments, the bill from the Assembly, entitled "An act to incorporate the New-York and Albany rail-road company;" which was committed to a committee of the whole.

Mr. Armstrong, from the committee on manufactures, reported a bill entitled "An act to incorporate the Poughkeepsie manufacturing company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Armstrong, from the same committee, reported a bill entitled "An act to incorporate the Poughkeepsie whaling company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

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Mr. McDowell, from the committee on the division of counties and towns, made a report, and brought in a bill, entitled "An act to divide the town of Chenango, in the county of Broome;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 86.]

Mr. Westcott, from the committee on roads and bridges, to whom was referred the petition of sundry inhabitants of St. Lawrence county, to be authorised to tax certain lands for the use of roads, &c. and several remonstrances against the same, made a report against the prayer of said petition; which was agreed to by the Senate.

[*See Senate Document No.* 85.]

Mr. Beardsley, from the committee on the judiciary, reported without amendment, the bill from the Assembly, entitled "An act relating to the superior court of the city of New-York;" which was committed to a committee of the whole.

Mr. Beardsley, from the same committee, reported a bill entitled "An act authorising Charles Cady to change his name;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Birdsall presented a petition for the division of the town of Mina, county of Chautauque; which was read, and referred to the committee on the division of counties and towns.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate a fire company in the village of Middletown, in the county of Orange;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the judiciary.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the president, directors and company of the Leather Manufacturers' bank;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on banks and insurance companies.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the New-York and Erie rail-road company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on rail-roads.

A bill was received from the Assembly for concurrence, entitled "An act to change the name of the town of Plato, in the county of Cayuga;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the seventh senate district.

A bill was received from the Assembly for concurrence, entitled "An act to enable the mayor, aldermen and commonalty of the city of New-York, to raise money by tax;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

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A bill was received from the Assembly for concurrence, entitled "An act in relation to the superintendents of the poor in the several counties of this State;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the select committee on so much of the Governor's message as relates to the insane poor and county poor-houses.

The bill entitled "An act authorising Augustus Gardner to maintain the dam erected by Thomas Shankland across the Susquehannah river near Cooperstown," was returned by the Assembly, with a message that they had passed the same without amendment; which was presented to his excellency the Governor by the clerk.

On motion of Mr. Maynard,

Ordered, That the bill entitled "An act to incorporate the Oneida lake canal company," be recommitted to a committee of the whole.

On motion of Mr. Maynard,

Ordered, That the bill from the Assembly, entitled "An act to divide the town of Deerfield," be made the special order of the day for Monday next.

Mr. Mather, from the committee on enrolled bills, reported four bills as correctly engrossed, of the following titles, to wit:

"An act to amend the charter of the Troy insurance company:"

"An act for the relief of William Long:"

"An act to extend and continue in force the incorporation of the Schenectady manufacturing company:"

"An act to incorporate the Elmira and Williamsport rail-road company."

Thereupon,

The said engrossed bill, entitled "An act to incorporate the Elmira and Williamsport rail-road company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. Maynard
Mr. Armstrong	Mr. Fuller	Mr. McDowell
Mr. Beardsley	Mr. Gere	Mr. McLean
Mr. Birdsall	Mr. Halsey	Mr. Seward
Mr. Bronson	Mr. Hubbard	Mr. Sherman
Mr. Conklin	Mr. Lynde	Mr. Tallmadge
Mr. Cropsey	Mr. Macdonald	Mr. Tracy
Mr. Edmonds	Mr. Mather	Mr. Westcott
Mr. Fisk		

25

The said engrossed bill, entitled "An act for the relief of William Long," was read the third time and passed.

The said engrossed bill, entitled "An act to extend and continue in force the incorporation of the Schenectady manufacturing company," was read the third time and passed; two-thirds of all the members elected to the Senate, voting in favor thereof, as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Mather
Mr. Armstrong	Mr. Foster	Mr. Maynard
Mr. Beardsley	Mr. Fuller	Mr. McLean
Mr. Birdsall	Mr. Gere	Mr. Seward
Mr. Bronson	Mr. Halsey	Mr. Sherman
Mr. Cary	Mr. Hubbard	Mr. Tallmadge
Mr. Conklin	Mr. Lynde	Mr. Tracy
Mr. Cropsey	Mr. Macdonald	Mr. Westcott
Mr. Edmonds		25

The said engrossed bill, entitled "An act to amend the charter of the Troy insurance company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Mather
Mr. Armstrong	Mr. Foster	Mr. Maynard
Mr. Beardsley	Mr. Fuller	Mr. McLean
Mr. Birdsall	Mr. Gere	Mr. Seward
Mr. Bronson	Mr. Halsey	Mr. Sherman
Mr. Cary	Mr. Hubbard	Mr. Tallmadge
Mr. Conklin	Mr. Lynde	Mr. Tracy
Mr. Cropsey	Mr. Macdonald	Mr. Westcott
Mr. Edmonds		25

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

Mr. Tallmadge presented the petition of William Davis, for an amendment of the charter of the Poughkeepsie Savings bank; which was read, and referred to the committee on banks and insurance companies.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Oneida lake canal company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McLean, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Mayville and Portland rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

A communication from the Comptroller, on the claim of John Jacob Astor against the State, was received and read.

[*See Senate Document No.* 81.]

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Ordered, That said communication be referred to a committee consisting of the committee on the judiciary, and the committee on finance.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to divide the town of Ellicott, in the county of Chautauque;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Maynard, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of George Deming;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

Then the Senate adjourned until 10 o'clock to-morrow morning.

THURSDAY, 10 *O'CLOCK*, *A. M.—MARCH* 15, 1832.

The Senate met pursuant to adjournment.

Mr. Edmonds, from the committee on canals, reported against the petition of George Kinsella; which report was agreed to by the Senate.

[*See Senate Document No.* 88.]

Thereupon,

Resolved, That the petitioner have leave to withdraw his petition.

Mr. Edmonds, from the committee on the judiciary, made a report against the bill from the Assembly, entitled "An act to incorporate a fire company in the village of Middleton, in the county of Orange;" which was committed to a committee of the whole.

Mr. Westcott, from the committee on roads and bridges, reported a bill entitled "An act to extend for a limited period the charter of the president and directors of the Sidney bridge company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Armstrong, from the committee on manufactures, reported a bill entitled "An act to incorporate the Cherry-Valley cotton and woollen factory;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Armstrong, from the same committee, reported without amendment, the bill from the Assembly, entitled "An act to incorporate

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the Walden company;" which was committed to a committee of the whole.

Mr. Allen, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to enable the mayor, aldermen and commonalty of the city of New-York to raise money by tax;" which report was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Seward, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to change the name of the town of Plato, in the county of Cayuga;" which report was agreed to by the Senate, and the bill ordered to a third reading.

A communication from the Comptroller, in relation to a claim for costs on the State treasury from the town of Cherry-Valley, in the county of Otsego, was received and read.

[*See Senate Document No.* 82.]

Ordered, That the said communication be referred to the committee on the judiciary.

Mr. Seward presented a further petition for, and a remonstrance against, certain amendments to the charter of the village of Auburn; which was read, and referred to the committee of the whole when on the bill on that subject.

The bill entitled "An act to amend the charter of the Phœnix fire insurance company of the city of New-York," and the bill entitled "An act to incorporate the Hudson river coal company," were returned by the Assembly, with a message that they had passed the same without amendment; which were presented to his excellency the Governor by the clerk.

A bill was received from the Assembly for concurrence, entitled "An act relative to the election of justices of the peace;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the judiciary.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to change the name of the Associate Congregation of Neelytown, in Orange county:"

"An act authorising the removal of certain records from the clerk's office in Ulster county, to the clerk's office in Sullivan county:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to a select committee, consisting of the members attending the Senate from the second senate district.

Mr. Halsey offered the following resolution:

Resolved, (if the Assembly concur,) That the Secretary of State be directed to deliver to the clerks of the Senate and Assembly, a number of copies of the Revised Statutes, equal to the whole number of members elected to each House, for the use of the members during the sessions of the Legislature, under such rules and regulations as shall be prescribed by the presiding officers of said Houses.

Ordered, That the said resolution be laid upon the table.

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On motion of Mr. Bronson,

Ordered, That the bill entitled "An act authorising the laying and collecting an annual tax for three years for the use of this State," be made the special order of the day for Thursday next.

On motion of Mr. Macdonald,

Ordered, That the bill entitled "An act in relation to state prisons, for the erection of two hundred and twenty additional cells at the Auburn prison, and for the building a state prison for female convicts," be made the special order of the day for Saturday next.

Mr. Fisk gave notice for a motion to reconsider the vote on rejecting the bill entitled "An act to extend the time for the completion of the Waterford and Whitehall turnpike company."

Mr. Birdsall gave notice that he would, at some future day, introduce a bill authorising the circuit judges of the several circuits of this State to allow certioraris for the removal of proceedings before justices of the peace to the courts of common pleas, in all cases.

Thereupon,

Mr. Birdsall, by unanimous consent, brought in said bill, entitled "An act regulating the allowance of certioraris to justices of the peace;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Seward, from the committee on enrolled bills, reported three bills as correctly engrossed, of the following titles, to wit:

"An act to incorporate the Oneida lake canal company:"

"An act to divide the town of Ellicott, county of Chautauque:"

"An act for the relief of George Deming."

Thereupon,

The said engrossed bill, entitled "An act to incorporate the Oneida lake canal company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard
Mr. Armstrong	Mr. Foster	Mr. McDowell
Mr. Beardsley	Mr. Fuller	Mr. McLean
Mr. Birdsall	Mr. Gere	Mr. Roxford
Mr. Bronson	Mr. Halsey	Mr. Seward
Mr. Cary	Mr. Hubbard	Mr. Sherman
Mr. Conklin	Mr. Lynde	Mr. Tallmadge
Mr. Cropsey	Mr. Macdonald	Mr. Tracy
Mr. Deitz	Mr. Mather	Mr. Westcott
Mr. Edmonds		

28

The said engrossed bill, entitled "An act for the relief of George Deming," was read the third time and passed; two-thirds of all the members elected to the Senate, voting in favor thereof, as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Mather
Mr. Armstrong	Mr. Foster	Mr. Maynard
Mr. Beardsley	Mr. Fuller	Mr. McDowall
Mr. Birdsall	Mr. Gere	Mr. McLean
Mr. Bronson	Mr. Halsey	Mr. Rexford
Mr. Cary	Mr. Hubbard	Mr. Seward
Mr. Conklin	Mr. Lynde	Mr. Tallmadge
Mr. Cropsey	Mr. Macdonald	Mr. Westcott
Mr. Edmonds		25

FOR THE NEGATIVE.

Mr. Tracy 1

The said engrossed bill, entitled "An act to divide the town of Ellicott, in the county of Chautauque," was read the third time and passed.

The engrossed bill, entitled "An act to incorporate the Watertown and Rome rail-road company," was read the third time and passed; two-thirds of all the members elected to the Senate, voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard
Mr. Armstrong	Mr. Foster	Mr. McDowall
Mr. Beardsley	Mr. Fuller	Mr. McLean
Mr. Birdsall	Mr. Gere	Mr. Rexford
Mr. Bronson	Mr. Halsey	Mr. Seward
Mr. Cary	Mr. Hubbard	Mr. Sherman
Mr. Conklin	Mr. Lynde	Mr. Tallmadge
Mr. Cropsey	Mr. Macdonald	Mr. Tracy
Mr. Deitz	Mr. Mather	Mr. Westcott
Mr. Edmonds		28

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act to change the name of the town of Plato, in the county of Cayuga," was read the third time and passed.

The bill from the Assembly, entitled "An act to enable the mayor, aldermen and commonalty of the city of New-York, to raise money by tax," was read the third time and passed.

Ordered, That the clerk deliver the said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to revive and amend the act entitled 'An act to incorporate the Hudson and Berkshire rail-road company,' passed April 21, 1828;" and after some time spent

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thereon, Mr. President resumed the chair, and Mr. Allen, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Elizabeth Potts, Jane Russell and Isabel Blackie, sisters of Daniel Campbell, late a resident alien, deceased;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Hudson river and Owego rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Mather, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to amend the act entitled 'An act to authorise Reuben Ellis to contract with the ordnance department of the United States, to furnish to this State certain fire arms, in lieu of such as have heretofore been received under the act of Congress of April 1808,' passed April 21, 1828;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Tracy, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 10 o'clock to-morrow morning.

FRIDAY, 11 *O'CLOCK*, *A. M.—MARCH* 16, 1832.

The Senate met pursuant to adjournment.

Mr. Fisk presented the petition of sundry inhabitants of the towns of Ticonderoga and Schroon, county of Essex, for the incorporation of a company to construct a turnpike road from Ticonderoga to the State road in Schroon; which was read, and referred to the committee on roads and bridges.

Mr. Edmonds presented the petition of sundry inhabitants of Hudson, praying for the incorporation of the Hudson and Berkshire rail-road company; which was read, and laid on the table.

Mr. Westcott presented the petition of the stockholders of the Warwick and Minisink turnpike company, praying for leave to abandon a part of their road; which was read, and referred to the committee on roads and bridges.

Mr. Tallmadge presented the memorial of the New-York State Colonization society, praying for legislative aid; which was read,

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and referred to a select committee, consisting of Mr. Tallmadge, Mr. Sherman and Mr. Halsey.

[*See Senate Document No.* 89.]

Ordered, That double the usual number of copies of said petition be printed.

Mr. McDowell, from the committee on the division of counties and towns, to whom was referred the petition for the division of the town of Mina, made a report thereon, and brought in a bill, entitled "An act to divide the town of Mina, in the county of Chautauque;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 91.]

Mr. Beardsley, from the committee on the judiciary, to whom was referred the bill entitled "An act to revive and amend an act to incorporate the village of Seneca Falls, in the county of Seneca," made a report thereon; which was committed to a committee of the whole.

[*See Senate Document No.* 90.]

Mr. Sherman, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act in relation to the superintendents of the poor of the several counties in this State;" which was committed to a committee of the whole.

Mr. Sherman, from the same committee, reported a bill entitled "An act to authorise the supervisors of the county of Oneida to raise money by tax to defray the expenses incurred under the provisions of chapter twenty, title four, part one of the Revised Statutes, entitled 'Of the care of habitual drunkards;'" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act authorising Augustus Gardner to maintain the dam erected by Thomas Shankland, across the Susquehannah river, near Cooperstown:"

Also the bill entitled "An act to incorporate the Hudson river coal company:"

Also the bill entitled "An act to amend the charter of the Phœnix fire insurance company of the city of New-York."

E. T. THROOP.

Albany, March 15, 1832.

A bill was received from the Assembly for concurrence, entitled "An act authorising Israel Ketchum to erect a dam in the Canisteo river;" which was read the first time, and by unanimous consent,

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was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the sixth senate district.

A bill was received from the Assembly for concurrence, entitled "An act to authorise George W. Cockman and Eliza Cockman to change their names;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the judiciary.

A bill was received from the Assembly for concurrence, entitled "An act authorising the trustees of Fort-Covington academy to erect an edifice on the public square of the village of Fort-Covington, and for other purposes;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on literature.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Niagara hydraulic company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the eighth senate district.

The bill entitled "An act in relation to the Troy water-works company, and for insuring to the city of Troy a supply of water for the extinguishment of fires and other purposes," was received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended it accordingly.

The said amended bill having been examined,

Ordered, That the clerk return the same to the Assembly.

The bill entitled "An act relating to the relief and support of the poor in the city and county of Albany," was returned by the Assembly, with a message that they had passed the same with an amendment.

Thereupon,

Mr. President put the question on agreeing to said amendment, and it was decided in the affirmative; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Maynard	
Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Beardsley	Mr. Foster	Mr. Rexford	
Mr. Birdsall	Mr. Fuller	Mr. Seward	
Mr. Bronson	Mr. Halsey	Mr. Sherman	
Mr. Cary	Mr. Hubbard	Mr. Tallmadge	
Mr. Conklin	Mr. Lynde	Mr. Tracy	
Mr. Cropsey	Mr. Macdonald	Mr. Westcott	
Mr. Deitz	Mr. Mather		26

Thereupon,

Resolved, That the Senate do concur with the Assembly in their said amendment.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

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On motion of Mr. Bronson,

Resolved, (if the Assembly concur,) That the Secretary of State, in addition to the extra copy of the Revised Laws already forwarded to the Secretary of State of the United States, be and he is hereby authorised to forward to the Secretary of State of the United States, annually hereafter, one additional copy of the Session Laws, for the use of his department, and one copy of the Journals and Documents of the two Houses, for the use of the library of Congress.

The Senate took up the consideration of the resolution offered by Mr. Halsey yesterday, as follows:

Resolved, (if the Assembly concur,) That the Secretary of State be directed to deliver to the clerks of the Senate and Assembly, a number of copies of the Revised Statutes, equal to the whole number of members elected to each House, for the use of the members during the sessions of the Legislature, under such rules and regulations as shall be prescribed by the presiding officers of said Houses.

Which was agreed to.

Mr. Deitz asked for and obtained leave of absence for Mr. Gere for six days.

On motion of Mr. Fuller,

Resolved, That the Commissioners of the Land-Office submit to this Senate a statement, showing the improved lands belonging to the State, which are rented; their location; when and to whom rented; on what terms; the estimated quantity of such improved land, and the amount, as near as may be, of the balances of rent unpaid.

Mr. Mather, from the committee on enrolled bills, reported the bill entitled "An act to incorporate the Mayville and Portland railroad company," as correctly engrossed.

Mr. Foster, from the committee on enrolled bills, reported the bill entitled "An act for the relief of Elizabeth Potts, Jane Russell and Isabel Blackie, sisters of Daniel Campbell, late a resident alien, deceased," as correctly engrossed.

Thereupon,

The said engrossed bill, entitled "An act for the relief of Elizabeth Potts, Jane Russell and Isabel Blackie, sisters of Daniel Campbell, late a resident alien, deceased;" was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Maynard	
Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Beardsley	Mr. Foster	Mr. Rexford	
Mr. Birdsall	Mr. Fuller	Mr. Seward	
Mr. Bronson	Mr. Halsey	Mr. Sherman	
Mr. Cary	Mr. Hubbard	Mr. Tallmadge	
Mr. Conklin	Mr. Lynde	Mr. Tracy	
Mr. Cropsey	Mr. Macdonald	Mr. Westcott	
Mr. Deitz	Mr. Mather		26

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The said engrossed bill entitled "An act to incorporate the Mayville and Portland rail-road company," was read the third time and passed; two-third of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Mather
Mr. Armstrong	Mr. Fisk	Mr. McLean
Mr. Beardsley	Mr. Foster	Mr. Rexford
Mr. Birdsall	Mr. Fuller	Mr. Seward
Mr. Bronson	Mr. Halsey	Mr. Sherman
Mr. Cary	Mr. Hubbard	Mr. Tallmadge
Mr. Conklin	Mr. Lynde	Mr. Tracy
Mr. Cropsey	Mr. Macdonald	Mr. Westcott
Mr. Deitz		

25

Ordered, That the clerk deliver said bills to the Assembly and request their concurrence to the same.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to amend the act entitled 'An act to authorise Reuben Ellis to contract with the ordnance department of the United States, to furnish to this State certain fire arms, in lieu of such as have heretofore been received under the act of Congress of April 1808,' passed April 21, 1828;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Tracy, from the said committee, reported the same without amendment; which report was ordered to be laid on the table.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to authorise the formation of fire companies;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

After the consideration of executive business, the Senate adjourned until 10 o'clock to-morrow morning.

SATURDAY, 10 *O'CLOCK*, *A. M.—MARCH* 17, 1832.

The Senate met pursuant to adjournment.

Mr. Edmonds presented the petition of the Troy banks, for the investment of the bank fund; which was read, and referred to the committee of the whole when on the bill on that subject.

Mr. Sherman presented the memorial of Jonas Humbert, jun. praying that the Legislature will award to him the merit of having first discovered and presented to the State, through Governor Clinton,

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some useful discoveries in the Erie and Champlain canals; which was read, and referred to the committee on canals.

Mr. Beardsley, from the committee on the judiciary, reported without amendment, the bill from the Assembly, entitled "An act to authorise George W. Cockman and Eliza Cockman, to change their names;" which report was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Beardsley, from the same committee, reported without amendment, the bill from the Assembly, entitled "An act amending an act for the relief of Gideon Castle, passed February 4th, 1831;" which was committed to a committee of the whole.

Mr. Bronson, from the committee on finance, reported a bill entitled "An act to amend part first, title first, article first, chapter seventeen of the Revised Statutes, entitled 'Of the inspection of flour and meal;'" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Rexford, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to change the name of the Associate Reformed Congregation of Neelytown, in Orange county;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Rexford, from the same committee, reported with an amendment, the bill from the Assembly, entitled "An act authorising the removal of certain records from the clerk's office in Ulster county, to the clerk's office in Sullivan county;" which was committed to a committee of the whole.

Mr. Allen, from the committee on banks and insurance companies, reported a bill entitled "An act to amend the charter of the Poughkeepsie Savings bank;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Maynard, from the committee on the incorporation of cities and villages, reported a bill entitled "An act to incorporate the village of Walden, in the county of Orange;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

The bill entitled "An act relating to the relief and support of the poor in the city and county of Albany," was returned by the Assembly, with a message that they had passed the same without amendment; which was presented to his excellency the Governor by the clerk.

A bill was received from the Assembly for concurrence, entitled "An act to amend an act to authorise the construction of a canal from the head of Seneca lake to Elmira;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the canals.

On motion of Mr. Beardsley,

Ordered, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to incorporate the Cherry-Valley cotton and woollen factory," and that the same be engrossed for a third reading.

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On motion of Mr. Tallmadge,

Ordered, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to incorporate the Poughkeepsie manufacturing company," and that the same be engrossed for a third reading.

On motion of Mr. Allen,

Ordered, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to amend the charter of the Jackson marine insurance company," and that the same be engrossed for a third reading.

On motion of Mr. Armstrong,

Ordered, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to incorporate the Oswego cotton manufacturing company," and that the same be engrossed for a third reading.

On motion of Mr. Westcott,

Ordered, That the committee of the whole be discharged from the further consideration of the bill from the Assembly, entitled "An act to incorporate the Walden company," and that the same be ordered to a third reading.

On motion of Mr. Allen,

Ordered, That the bill entitled "An act to amend an act to create a fund for the benefit of the creditors of certain monied corporations, and for other purposes, passed April 2, 1829," be made the special order of the day for Tuesday the 27th inst.

Mr. Mather, from the committee on enrolled bills, reported two bills as correctly engrossed, of the following titles, to wit:

"An act to authorise the formation of fire companies:"

"An act to incorporate the Hudson and Berkshire rail-road company."

Thereupon,

The said engrossed bill, entitled "An act to authorise the formation of fire companies," was read the third time and passed.

The said engrossed bill, entitled "An act to incorporate the Hudson and Berkshire rail-road company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. McDowell	
Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Beardsley	Mr. Foster	Mr. Rexford	
Mr. Birdsall	Mr. Fuller	Mr. Seward	
Mr. Bronson	Mr. Halsey	Mr. Sherman	
Mr. Cary	Mr. Hubbard	Mr. Tallmadge	
Mr. Conklin	Mr. Lynde	Mr. Tracy	
Mr. Cropsey	Mr. Macdonald	Mr. Westcott	
Mr Deitz	Mr. Mather		26

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

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The bill from the Assembly, entitled "An act to authorise George W. Cockman and Eliza Cockman to change their names," was read the third time and passed.

The bill from the Assembly, entitled "An act to change the name of the Associate Reformed Congregation of Neelytown, in Orange county," was read the third time and passed.

Ordered, That the clerk deliver the said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

A copy of a resolution was received from the Assembly, informing, that they had concurred in the resolution of the Senate, directing the Secretary of State to furnish a certain number of the Revised Statutes for the use of the members of the Legislature.

A copy of a resolution was received from the Assembly, informing, that they had concurred in the resolution of the Senate, directing the Secretary of State to furnish an additional copy of the Session Laws and Journals of the Senate and Assembly, to the Secretary of State of the United States.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to amend part first, title first, article first, chapter seventeen of the Revised Statutes, entitled 'Of the inspection of flour and meal;'" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act in relation to state prisons, for the erection of two hundred and twenty additional cells at the Auburn prison, and for the building a state prison for female convicts;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 10 o'clock on Monday morning next.

MONDAY, 10 *O'CLOCK*, *A. M.—MARCH* 19, 1832.

The Senate met pursuant to adjournment.

Mr. Armstrong presented the petition of sundry inhabitants of the town of Phelps, for the incorporation of a fire company in the village of Vienna; which was read, and referred to the committee on the incorporation of cities and villages.

Mr. Seward presented the petition of sundry inhabitants of the southern part of the county of Cayuga, praying for the incorporation

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of a bank to be located in the village of Aurora; which was read, and referred to the committee on banks and insurance companies.

Mr. McLean, from the committee on literature, reported without amendment, the bill from the Assembly, entitled "An act authorising the trustees of Fort-Covington academy, to erect an edifice on the public square in the village of Fort-Covington, and for other purposes;" which was committed to a committee of the whole.

Mr. Fuller, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the Niagara river hydraulic company;" which was committed to a committee of the whole.

A bill was received from the Assembly for concurrence, entitled "An act to extend the charter of the Middleburgh bridge company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on roads and bridges.

A bill was received from the Assembly for concurrence, entitled "An act directing the printing and distributing of the poor laws;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the select committee on so much of the Governor's message as relates to insane poor and county poor-houses.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to amend the charter of the bank of Chenango:"

"An act to extend the charter of the Bank of Orange County for a limited period:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on banks and insurance companies.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to incorporate the Mechanics' universal benevolent society:"

"An act declaring the mode of proving the ordinances of the common council of the city of New-York, and other records, documents and proceedings:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

The bill entitled "An act to amend the charter of the Troy insurance company," was returned by the Assembly, with a message that they had passed the same without amendment; which was presented to his excellency the Governor by the clerk.

On motion of Mr. Tracy,

Ordered, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to amend the act entitled 'An act to incorporate the Buffalo and Hamburgh turnpike company,' passed January 23, 1830," and that the same be engrossed for a third reading.

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On motion of Mr. Tallmadge,

Ordered, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to incorporate the Poughkeepsie whaling company," and that the same be engrossed for a third reading.

On motion of Mr. Dodge,

Ordered, That the bill entitled "An act relative to the loans of seventeen hundred eighty-six, seventeen hundred and ninety-two, and eighteen hundred and eight," be made the special order of the day for to-morrow.

Mr. Mather, from the committee on enrolled bills, reported six bills as correctly engrossed, of the following titles, to wit:

"An act to amend part first, title first, article first, chapter seventeen of the Revised Statutes, entitled 'Of the inspection of flour and meal:'"

"An act to incorporate the Poughkeepsie manufacturing company:"

"An act to incorporate the Oswego cotton manufacturing company:"

"An act to amend the charter of the Jackson marine insurance company of the city of New-York:"

"An act to incorporate the Cherry-Valley cotton and woollen factory:"

"An act to amend the act entitled 'An act to incorporate the Buffalo and Hamburgh turnpike company,' passed January 23, 1830."

Thereupon,

The said engrossed bill, entitled "An act to amend the act entitled 'An act to incorporate the Buffalo and Hamburgh turnpike company,' passed January 23, 1830," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. Maynard
Mr. Birdsall	Mr. Fuller	Mr. McLean
Mr. Bronson	Mr. Halsey	Mr. Rexford
Mr. Cary	Mr. Hubbard	Mr. Seward
Mr. Conklin	Mr. Lansing	Mr. Sherman
Mr. Deitz	Mr. Lynde	Mr. Tallmadge
Mr. Dodge	Mr. Macdonald	Mr. Tracy
Mr. Edmonds	Mr. Mather	Mr. Westcott
Mr. Fisk		

25

The said engrossed bill, entitled "An act to incorporate the Poughkeepsie manufacturing company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Fisk	Mr. Maynard	
Mr. Birdsall	Mr. Foster	Mr. McLean	
Mr. Bronson	Mr. Fuller	Mr. Rexford	
Mr. Cary	Mr. Halsey	Mr. Seward	
Mr. Conklin	Mr. Lansing	Mr. Sherman	
Mr. Deitz	Mr. Lynde	Mr. Tallmadge	
Mr. Dodge	Mr. Macdonald	Mr. Tracy	
Mr. Edmonds	Mr. Mather	Mr. Westcott	24

The said engrossed bill, entitled "An act to incorporate the Cherry-Valley cotton and woollen factory," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. McLean	
Mr. Bronson	Mr. Fuller	Mr. Rexford	
Mr. Cary	Mr. Halsey	Mr. Seward	
Mr. Conklin	Mr. Lansing	Mr. Sherman	
Mr. Deitz	Mr. Lynde	Mr. Tallmadge	
Mr. Dodge	Mr. Macdonald	Mr. Tracy	
Mr. Edmonds	Mr. Mather	Mr. Westcott	
Mr. Fisk	Mr. Maynard		23

The said engrossed bill, entitled "An act to amend the charter of the Jackson marine insurance company of the city of New-York;" was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Fisk	Mr. Maynard	
Mr. Birdsall	Mr. Foster	Mr. McLean	
Mr. Bronson	Mr. Fuller	Mr. Rexford	
Mr. Cary	Mr. Halsey	Mr. Seward	
Mr. Conklin	Mr. Lansing	Mr. Sherman	
Mr. Deitz	Mr. Lynde	Mr. Tallmadge	
Mr. Dodge	Mr. Macdonald	Mr. Tracy	
Mr. Edmonds	Mr. Mather	Mr. Westcott	24

The said engrossed bill, entitled "An act to amend part first, title first, article first, chapter seventeen of the Revised Statutes, entitled 'Of the inspection of flour and meal," was read the third time and passed.

The said engrossed bill, entitled "An act to incorporate the Oswego cotton manufacturing company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Fisk	Mr. Maynard	
Mr. Birdsall	Mr. Foster	Mr. McLean	
Mr. Bronson	Mr. Fuller	Mr. Rexford	
Mr. Cary	Mr. Halsey	Mr. Seward	
Mr. Conklin	Mr. Lansing	Mr. Sherman	
Mr. Deitz	Mr. Lynde	Mr. Tallmadge	
Mr. Dodge	Mr. Macdonald	Mr. Tracy	
Mr. Edmonds	Mr. Mather	Mr. Westcott	24

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act to incorporate the Walden company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. Maynard	
Mr. Birdsall	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Cary	Mr. Hubbard	Mr. Seward	
Mr. Conklin	Mr. Lansing	Mr. Sherman	
Mr. Deitz	Mr. Lynde	Mr. Tallmadge	
Mr. Dodge	Mr. Macdonald	Mr. Tracy	
Mr. Edmonds	Mr. Mather	Mr. Westcott	
Mr. Fisk			25

Ordered, That the clerk return said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The following communication was received and read:

The Senators are respectfully invited to attend the meeting of the State Colonization Society, this evening, at half past six o'clock, in the Assembly Chamber.

JOHN SAVAGE, *Pres'dt.*

Monday, March 19, 1832.

Mr. Westcott presented the petition of the president and directors of the Belvale and Monroe turnpike company, praying for an amendment of their charter; which was read, and referred to the committee on roads and bridges.

Mr. Sherman asked for and obtained leave of absence for Mr. Allen for one week.

Mr. Tallmadge asked for and obtained leave of absence for Mr. Beardsley for four days.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act in relation to state prisons, for the erection of two hundred and twenty additional cells at the Au-

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burn prison, and for building a state prison for female convicts;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, from the said committee, reported progress.

Thereupon,

On motion of Mr. Maynard,

Ordered, That the report of the committee of the whole be so amended, as that all that part of said bill, and which has been passed in said committee, relating to the first part of the title, to wit: "An act in relation to state prisons," be agreed to, and ordered to be engrossed for a third reading; and that the committee have leave to sit again on the residue of said bill, entitled "An act for the building a state prison for female convicts."

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Auburn and Owasco canal company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Sherman, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to divide the town of Deerfield, in the county of Oneida;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Mather, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed and the bill to a third reading.

Then the Senate adjourned until 10 o'clock to-morrow morning.

TUESDAY, 10 *O'CLOCK*, *A. M.—MARCH* 20, 1832.

The Senate met pursuant to adjournment.

Mr. Sherman presented the petition of John C. Metcalf, Robert Durgee, and others, to be incorporated as the Saddlers' benevolent society in the city of New-York; which was read, and referred to the committee on the judiciary.

Mr. Maynard presented the petition of the Cohoes bridge company, praying for the alteration of a law affecting the interest of said company; which was read, and referred to the committee on canals.

Mr. Hubbard, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act authorising Jared Ketchum to erect a dam in the Canisteo river;" which was committed to a committee of the whole.

Mr. Sherman, from a select committee, reported without amendment, two several bills from the Assembly, of the following titles, to wit:

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"An act to incorporate the Mechanics' universal benevolent society:"

"An act declaring the mode of proving the ordinances of the common council of the city of New-York, and other records, documents and proceedings:"

Which were committed to a committee of the whole.

Mr. Maynard, from the committee on the incorporation of cities and villages, to whom was referred the petition of the inhabitants of Phelps, for the incorporation of a fire company, made a report against the same; which was agreed to by the Senate.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act relating to the relief and support of the poor in the city and county of Albany."

E. T. THROOP.

Albany, March 17, 1832.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Warren county rail-road company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on rail-roads.

A bill was received from the Assembly for concurrence, entitled "An act to constitute the colored children of Rochester a separate school;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the eighth senate district.

A bill was received from the Assembly for concurrence, entitled "An act to annex part of the town of Aurelius to the town of Springport, in the county of Cayuga;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the seventh senate district.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to amend an act entitled 'An act to incorporate the New-York and Harlæm rail-road company,' passed April 25, 1831:"

"An act to amend an act entitled 'An act to incorporate the Hallet's Cove railway,' passed April 15, 1828:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

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"An act authorising the board of supervisors of the county of Clinton to raise money for the improvement of roads and bridges in the town of Saranac, in said county:"

"An act authorising the board of supervisors of the county of St. Lawrence to raise money to build bridges in the town of Brasher, in said county:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on roads and bridges.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act relative to the court of common pleas of the counties of Washington, Monroe and Orange:"

"An act vesting the title of certain lands in Joseph Ross, an alien:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on the judiciary.

The bill entitled "An act to authorise the erection of a new jail in the county of Chautauque," was received from the Assembly, with a message that they had passed the same with an amendment.

The said bill and amendment having been read,

Resolved, That the Senate do concur with the Assembly in their amendment to said bill.

Ordered, That the clerk deliver a copy of said resolution to the Assembly.

The bill entitled "An act for the relief of Elizabeth Potts, Jane Russell and Isabel Blackie, sisters of David Campbell, late a resident alien, deceased," was returned by the Assembly, with a message that they had passed the same without amendment; which was presented to his excellency the Governor by the clerk.

On motion of Mr. Maynard,

Ordered, That the report of the committee on claims, on the petition of John Sargeant, and the documents accompanying the same, be made the special order of the day for Friday next.

Mr. Mather, from the committee on enrolled bills, reported three bills as correctly engrossed, of the following titles, to wit:

"An act in relation to state prisons:"

"An act to incorporate the Poughkeepsie whaling company:"

"An act to incorporate the Auburn and Owasco canal company."

Thereupon,

The said engrossed bill, entitled "An act in relation to state prisons," was read the third time and passed.

The said engrossed bill, entitled "An act to incorporate the Poughkeepsie whaling company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Edmonds	Mr. Mather	
Mr. Birdsall	Mr. Fisk	Mr. Maynard	
Mr. Bronson	Mr. Foster	Mr. McLean	
Mr. Cary	Mr. Fuller	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Seward	
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Tracy	
Mr. Dodge	Mr. Macdonald	Mr. Westcott	24

FOR THE NEGATIVE.

Mr. Sherman 1

The said engrossed bill, entitled " An act to incorporate the Auburn and Owasco canal company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Fisk	Mr. Mather	
Mr. Birdsall	Mr. Foster	Mr. Maynard	
Mr. Bronson	Mr. Fuller	Mr. McLean	
Mr. Cary	Mr. Halsey	Mr. Rexford	
Mr. Conklin	Mr. Hubbard	Mr. Seward	
Mr. Cropsey	Mr. Lansing	Mr. Tallmadge	
Mr. Deitz	Mr. Lynde	Mr. Tracy	
Mr. Dodge	Mr. Macdonald	Mr. Westcott	
Mr. Edmonds			25

The engrossed bill, entitled " An act to incorporate the village of Fort-Plain, in the county of Montgomery," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. Maynard	
Mr. Birdsall	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Cary	Mr. Hubbard	Mr. Seward	
Mr. Conklin	Mr. Lansing	Mr. Sherman	
Mr. Cropsey	Mr. Lynde	Mr. Tallmadge	
Mr. Deitz	Mr. Macdonald	Mr. Tracy	
Mr. Edmonds	Mr. Mather	Mr. Westcott	
Mr. Fisk			25

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

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The bill from the Assembly, entitled "An act to divide the town of Deerfield, in the county of Oneida," was read the third time, and the question on its final passage was ordered to be laid on the table.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to erect a state prison for female convicts;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act relative to the loans of seventeen hundred eighty-six, seventeen hundred and ninety-two, and eighteen hundred and eight;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act for the more effectual improvement of roads and bridges;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Armstrong, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

After the consideration of executive business, the Senate adjourned until 10 o'clock to-morrow morning.

WEDNESDAY, 10 *O'CLOCK*, *A. M.—MARCH* 21, 1832.

The Senate met pursuant to adjournment.

Mr. Macdonald presented the petition of sundry inhabitants of the town of Westchester, praying for a law authorising said town to raise money by tax for the purpose of keeping the highways and bridges in repair; which was read, and referred to the committee of the whole, when on the bill entitled "An act authorising towns to raise highway taxes in money."

Mr. Cary presented a remonstrance of Middlebury academy, against the incorporation of the Genesee manual labor seminary; which was read, and referred to the committee of the whole when on the bill on that subject.

Mr. Westcott, from the committee on roads and bridges, reported a bill entitled "An act to revive and amend an act entitled 'An act to incorporate the Bellvale turnpike company,' passed March 9, 1810;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Westcott, from the same committee, reported a bill entitled "An act to authorise the Warwick and Minisink turnpike road company, to abandon a part of their road;" which was read the first time,

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and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Westcott, from the same committee, reported a bill entitled "An act to incorporate the Ticonderoga and Schroon turnpike road company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Westcott, from the same committee, reported without amendment, the bill from the Assembly, entitled "An act authorising the board of supervisors of the county of Clinton, to raise money for the improvement of roads and bridges in the town of Saranac, in said county;" which was committed to a committee of the whole.

Mr. Westcott, from the same committee, reported with an amendment, the bill from the Assembly, entitled "An act to extend the charter of the Middleburgh bridge company;" which was committed to a committee of the whole.

Mr. Lynde, from the committee on roads and bridges, reported without amendment, the bill from the Assembly, entitled "An act authorising the board of supervisors of the county of St. Lawrence, to raise money to build bridges in the town of Brasher, in said county;" which was committed to a committee of the whole.

Mr. Sherman, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act directing the printing and distribution of the poor laws;" which was committed to a committee of the whole.

Mr. Fuller, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to constitute the colored children of Rochester a separate school;" which was committed to a committee of the whole.

Mr. Mather, from the committee on enrolled bills, reported the bill entitled "An act for the more effectual improvement of roads and bridges," as correctly engrossed.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act to amend the charter of the Troy insurance company."

E. T. THROOP.

Albany, March 19, 1832.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Black river company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on canals.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Little-Falls manufacturing company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on manufactures.

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A bill was received from the Assembly for concurrence, entitled "An act to divide the ninth ward of the city of New-York into two wards;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the village of Geddes;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the incorporation of cities and villages.

A bill was received from the Assembly for concurrence, entitled "An act to annex a part of the town of Kingston to the town of Saugerties, in the county of Ulster;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the division of counties and towns.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to amend the charter of the Hudson river bank:"

"An act to incorporate the president, directors and company of the Schenectady bank:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on banks and insurance companies.

On motion of Mr. Edmonds,

Ordered, That the bill entitled "An act for the more effectual improvement of roads and bridges," be recommitted to a committee of the whole.

Mr. President put the question on agreeing to the report of the committee of the whole, on the bill entitled "An act to amend the act entitled 'An act to authorise Reuben Ellis to contract with the ordnance department of the United States, to furnish to this State certain fire arms, in lieu of such as have heretofore been received under the act of Congress of April 1808,' passed April 21, 1828," and it was decided in the affirmative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Birdsall	Mr. Fuller	Mr. Maynard	
Mr. Cary	Mr. Halsey	Mr. McDowell	
Mr. Conklin	Mr. Hubbard	Mr. McLean	
Mr. Cropsey	Mr. Lansing	Mr. Tallmadge	
Mr. Deitz	Mr. Lynde	Mr. Westcott	
Mr. Foster			16

FOR THE NEGATIVE.

Mr. Armstrong	Mr. Fisk	Mr. Seward	
Mr. Bronson	Mr. Macdonald	Mr. Sherman	
Mr. Dodge	Mr. Mather	Mr. Tracy	
Mr. Edmonds	Mr. Rexford		11

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Thereupon,

Ordered, That said bill be engrossed for a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act for the building of a state prison for female convicts;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, from the said committee, reported that the committee had rejected the first section of said bill, in the words following, to wit:

"§ 1. are appointed commissioners to designate the location of a female state penitentiary, at such place as the said commissioners shall deem best calculated to advance the design of said penitentiary, having reference to the expense, the best employment of the convicts, their health, moral and religious instruction, and their government and discipline; the site shall contain not less than two acres of land, and shall be conveyed to the State in fee simple."

Mr. President put the question on agreeing to the said report, and it was decided in the affirmative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Edmonds	Mr. Lynde	
Mr. Bronson	Mr. Fuller	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Hubbard	Mr. Westcott	
Mr. Deitz	Mr. Lansing		14

FOR THE NEGATIVE.

Mr. Birdsall	Mr. Macdonald	Mr. Seward	
Mr. Cary	Mr. Mather	Mr. Tallmadge	
Mr. Fisk	Mr. McDowell	Mr. Tracy	
Mr. Foster	Mr. McLean		11

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act in relation to the loans of seventeen hundred and eighty-two, seventeen hundred and ninety-six, and eighteen hundred and eight;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to renew the charter of the Stephentown and Nassau turnpike company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Fisk, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

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The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Schenectady and Duanesburgh turnpike company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Fuller, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act authorising the president, directors and company of the Otsego lake turnpike, to remove their toll-gate;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McLean, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to amend the act incorporating the village of Auburn, passed April 18th, 1815;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to amend the act incorporating the president, directors and company of the Rensselaer and Columbia turnpike company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Birdsall, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to amend the charter of the village of Kingston;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported the same with an amendment to the title; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the the bill entitled "An act to amend an act for the better security of mechanics, and others erecting buildings in the city and county of New-York;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Westcott, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to amend an act entitled 'An act for laying out and regulating certain roads over the Esopus low lands in the county of Ulster, and for ascertaining the lines between the towns of Goshen, Warwick and Minisink, in the county of Orange,' passed 18th March, 1791;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Cropsey, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

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The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act vesting the title of a certain lot in the city of New-York, escheated to the people of this State, in Elizabeth Idley, her heirs and assigns forever;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McDowell, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Buffalo marine hospital;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Sherman, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Auburn and Canal rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Tracy, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of the vaccine institution of the State Medical society;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Macdonald, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to amend the act entitled 'An act to incorporate the Junction canal company,' passed April 21st, 1828, and for other purposes;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Dodge, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act further to amend an act entitled 'An act to reduce the law concerning the village of Johnstown into one law;'" and after some time spent thereon, Mr. President resumed the chair, and Mr. Mather, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

Then the Senate adjourned until 10 o'clock to-morrow morning.

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THURSDAY, 10 *O'CLOCK*, *A. M.—MARCH* 22, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard presented the petition of John W. Quinney, for relief; which was read, and referred to the committee on Indian affairs.

Mr. Maynard, from the committee on the incorporation of cities and villages, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the village of Geddes;" which was committed to a committee of the whole.

Mr. Armstrong, from the committee on manufactures, reported with amendments, the bill from the Assembly, entitled "An act to incorporate the Little-Falls manufacturing company;" which was committed to a committee of the whole.

Mr. Sherman, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to divide the ninth ward of the city of New-York into two wards;" which report was agreed to by the Senate, and the bill ordered to a third reading.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act for the relief of Elizabeth Potts, Jane Russell and Isabel Blakie, sisters of David Campbell, late a resident alien, deceased."

E. T. THROOP.

Albany, *March* 20, 1832.

The bill entitled "An act to erect a new jail in the county of Chautauque," was returned by the Assembly, with a message that they had passed the same without amendment; which was presented to his excellency the Governor by the clerk.

Three bills were returned by the Assembly, with a message that they had passed the same severally without amendment, of the following titles, to wit:

"An act to incorporate the Oneida lake canal company:"

"An act to amend the act entitled 'An act to consolidate and amend the charter of the village of Watertown:'"

"An act to incorporate the Dansville and Rochester rail-road company:"

Which were presented to his excellency the Governor, by the clerk.

A bill was received from the Assembly for concurrence, entitled "An act to divide the town of Volney, in the county of Oswego, into three towns;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the division of counties and towns.

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A bill was received from the Assembly for concurrence, entitled "An act relative to the city of Albany;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the third senate district.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to incorporate the New-York fire insurance company, of the city of New-York:"

"An act providing for the appointment of an additional special justice for preserving the peace in the city of New-York, and for other purposes:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

On motion of Mr. McLean,

Ordered, That the bill entitled "An act authorising the laying and collecting an annual tax for three years, for the use of this State," and the resolutions to amend the constitution in relation to the duties on salt and auction sales, be made the special order of the day for Monday next.

Mr. Fuller made a motion to reconsider the vote on the bill entitled "An act to erect a state prison for female convicts."

Ordered, That said motion be laid on the table.

Mr. Mather, from the committee on enrolled bills, reported eight bills as correctly engrossed, of the following titles, to wit:

"An act to amend the act entitled 'An act to authorise Reuben Ellis to contract with the ordnance department of the United States, to furnish to this State certain fire arms, in lieu of such as have heretofore been received under the act of Congress of April 1808,' passed April 21, 1828:"

"An act for the better security of mechanics, and others erecting buildings in the city and county of New-York:"

"An act to amend an act entitled 'An act for laying out and regulating certain roads over the Esopus low lands in the county of Ulster, and for ascertaining the lines between the towns of Goshen, Warwick and Minisink, in the county of Orange,' passed March 18, 1791:"

"An act relative to the loans of seventeen hundred and eighty-six, seventeen hundred and ninety-two, and eighteen hundred and eight:"

"An act to renew the charter of the Stephentown and Nassau turnpike company:"

"An act to incorporate the Schenectady and Duanesburgh turnpike company:"

"An act relating to the village of Kingston:"

"An act further to amend the act entitled 'An act to reduce the laws concerning the village of Johnstown into one law.'"

Mr. Seward, from the committee on enrolled bills, reported two bills as correctly engrossed, of the following titles, to wit:

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"An act to incorporate the Auburn and Canal rail-road company:"

"An act to incorporate the Buffalo marine hospital."

Thereupon,

The said engrossed bill, entitled "An act to amend the act entitled 'An act to authorise Reuben Ellis to contract with the ordnance department of the United States, to furnish to this State certain fire arms, in lieu of such as have heretofore been received under the act of Congress of April 1808,' passed April 21st, 1828," was read the third time and passed.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Birdsall	Mr. Halsey	Mr. Maynard	
Mr. Cary	Mr. Hubbard	Mr. McDowell	
Mr. Conklin	Mr. Lansing	Mr. McLean	
Mr. Fester	Mr. Lynde	Mr. Westcott	
Mr. Fuller			13

FOR THE NEGATIVE.

Mr. Armstrong	Mr. Rexford	Mr. Sherman	
Mr. Mather	Mr. Seward	Mr. Tracy	6

The said engrossed bill, entitled "An act to amend an act entitled 'An act for laying out and regulating certain roads over the Esopus low lands in the county of Ulster, and for ascertaining the lines between the towns of Goshen, Warwick and Minisink, in the county of Orange,' passed March 18th, 1791," was read the third time and passed.

The engrossed bill, entitled "An act to amend an act for the better security of mechanics, and others erecting buildings in the city and county of New-York," was read the third time and passed.

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

The said engrossed bill, entitled "An act relative to the loans of seventeen hundred and eighty-six, seventeen hundred and ninety-two and eighteen hundred and eight," was read the third time, and the question on its final passage ordered to be laid on the table.

The bill from the Assembly, entitled "An act to divide the ninth ward of the city of New-York into two wards," was read the third time and passed.

Ordered, That the clerk return said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to amend the act incorporating the village of Auburn, passed April 18, 1825;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, in behalf of Mr. Bronson, from the said committee, reported the

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same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act for the relief of the vaccine institution of the State Medical society;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Dodge, in behalf of Mr. Macdonald, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to amend the act entitled 'An act to incorporate the Junction canal company,' passed April 21, 1828, and for other purposes;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Dodge, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Troy and New-York steam-boat company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the preservation of game in the counties of Orange and Westchester;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lynde, from the said committee, reported, that they had rejected the first section of said bill; which was again read, as follows, to wit:

"§ 1. No person shall kill any woodcock in the county of Orange, between the first day of February and first day of July; nor shall any person kill any quails or partridges in said county, between the fifth day of January and the twenty-fifth day of September."

Which report was agreed to by the Senate.

Thereupon,

Resolved, That said bill be rejected.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to authorise the Mohawk and Hudson rail-road company, to construct a branch rail-road, and for other purposes," and the bill entitled "An act to incorporate the Hudson and Erie rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Watertown water company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Tracy, from the said committee, reported progress, and asked for and obtained leave to sit again.

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The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Columbia insurance company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McLean, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to provide for the opening a road through certain lands belonging to the school fund in the counties of Clinton and Franklin;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported progress, and asked for and obtained leave to sit again.

On motion of Mr. Sherman,

Ordered, That the bill entitled "An act to amend the act entitled 'An act for the relief of the Orphan Asylum society in the city of New-York," be made the special order of the day for Monday next.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the American manufacturers' mutual insurance association;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Mather, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the relief of the heirs of John Thompson, an alien;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Sherman, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the relief of the heirs of James F. Gross, an alien;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Deitz, from the said committee, reported progress, and asked for and obtained leave to sit again.

The senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the relief of the heirs of Pierre Frederick Mairet, an alien;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act providing for certain expenditures in the county of Richmond;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Maynard, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

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On motion of Mr. Bronson,

Ordered, That when the Senate adjourns, it will adjourn to meet at 11 o'clock, to-morrow morning.

Then the Senate adjourned until 11 o'clock to-morrow morning.

FRIDAY, 11 *O'CLOCK*, *A. M.—MARCH* 23, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard presented the petition of the Manchester manufacturing company, for an extension of their charter; which was read, and referred to the committee on manufactures.

Mr. Tracy presented the petition of Elizabeth Granger of Buffalo, praying relief from injury by the construction of the Black Rock dam; which was read, and referred to the committee on canals.

Mr. Tracy presented the remonstrance of sundry citizens of the village of Buffalo, against certain provisions of the bill to incorporate the Buffalo marine hospital; which was read, and laid on the table.

Mr. McDowell presented the petition of John R. Drake and James Pumpelly, for a law to erect a mill dam in the Susquehannah river near the village of Owego; which was read, and referred to a select committee, consisting of the members attending the Senate from the sixth senate district.

Mr. Halsey presented the petition of the inhabitants of Onondaga county, for the passage of an act authorising the appointment of a supreme court commissioner in the town of Skaneateles in said county; which was read, and referred to the committee of the whole, when on the bill to appoint a supreme court commissioner in the town of Elbridge.

Mr. Edmonds, from the committee on canals, reported with an amendment, the bill from the Assembly, entitled "An act to incorporate the Black river company;" which was committed to a committee of the whole.

Mr. Sherman, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act providing for the appointment of a special justice for preserving the peace in the city of New-York, and for other purposes;" which was agreed to by the Senate, and the bill ordered to a third reading.

The bill entitled "An act to incorporate the Oneida insurance company," was returned by the Assembly, with a message that they had passed the same without amendment; which was presented to his excellency the Governor by the clerk.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the president, directors and company of the Bank of Rome;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on banks and insurance companies.

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Mr. Seward, from the committee on enrolled bills, reported seven bills as correctly engrossed, of the following titles, to wit:

"An act to incorporate the American manufacturers' mutual assurance association:"

"An act to incorporate the Columbia insurance company:"

"An act for the relief of the State vaccine institution of the State Medical society:"

"An act providing for certain expenditures by the county of Richmond:"

"An act to amend the act entitled 'An act to incorporate the Junction canal company,' passed April 21st, 1828, and for other purposes:"

"An act to incorporate the president and directors of the Centre bridge company in the village of Unadilla:"

"An act further to amend an act entitled 'An act to incorporate the village of Auburn,' passed April 18th, 1815."

The said engrossed bill, entitled "An act to incorporate the American manufacturers' mutual assurance association," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Birdsall	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Cary	Mr. Hubbard	Mr. Seward	
Mr. Cropsey	Mr. Lansing	Mr. Sherman	
Mr. Deitz	Mr. Lynde	Mr. Tallmadge	
Mr. Edmonds	Mr. Mather	Mr. Tracy	
Mr. Fisk	Mr. Maynard	Mr. Westcott	24

The said engrossed bill, entitled "An act to incorporate the Columbia insurance company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Birdsall	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Cary	Mr. Hubbard	Mr. Seward	
Mr. Cropsey	Mr. Lansing	Mr. Sherman	
Mr. Deitz	Mr. Lynde	Mr. Tallmadge	
Mr. Edmonds	Mr. Mather	Mr. Tracy	
Mr. Fisk	Mr. Maynard	Mr. Westcott	24

The said engrossed bill, entitled "An act for the relief of the State vaccine institution of the State Medical society," was read the third time and passed.

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The said engrossed bill, entitled "An act providing for certain expenditures of the county of Richmond," was read the third time and passed.

The said engrossed bill, entitled "An act to amend the act entitled 'An act to incorporate the Junction canal company,' passed April 21st, 1828, and for other purposes," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Birdsall	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Cary	Mr. Hubbard	Mr. Seward	
Mr. Cropsey	Mr. Lansing	Mr. Sherman	
Mr. Deitz	Mr. Lynde	Mr. Tallmadge	
Mr. Edmonds	Mr. Mather	Mr. Tracy	
Mr. Fisk	Mr. Maynard	Mr. Westcott	24

The said engrossed bill, entitled "An act to incorporate the president and directors of the Centre bridge company in the village of Unadilla," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Birdsall	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Halsey	Mr. Seward	
Mr. Cary	Mr. Hubbard	Mr. Sherman	
Mr. Cropsey	Mr. Lansing	Mr. Tallmadge	
Mr. Deitz	Mr. Lynde	Mr. Tracy	
Mr. Edmonds	Mr. Mather	Mr. Westcott	
Mr. Fisk	Mr. Maynard		23

The said engrossed bill, entitled "An act further to amend an act entitled 'An act to incorporate the village of Auburn,' passed April 18th, 1815," was read the third time and passed; two-third of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Birdsall	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Cary	Mr. Hubbard	Mr. Seward	
Mr. Cropsey	Mr. Lansing	Mr. Sherman	
Mr. Deitz	Mr. Lynde	Mr. Tallmadge	
Mr. Edmonds	Mr. Mather	Mr. Tracy	
Mr. Fisk	Mr. Maynard	Mr. Westcott	24

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The engrossed bill, entitled "An act to incorporate the Auburn and Canal rail-road company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Birdsall	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Cary	Mr. Hubbard	Mr. Seward	
Mr. Cropsey	Mr. Lansing	Mr. Sherman	
Mr. Deitz	Mr. Lynde	Mr. Tallmadge	
Mr. Edmonds	Mr. Mather	Mr. Tracy	
Mr. Fisk	Mr. Maynard	Mr. Westcott	24

The engrossed bill, entitled "An act to incorporate the Buffalo marine hospital," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. Maynard	
Mr. Birdsall	Mr. Fuller	Mr. McDowell	
Mr. Bronson	Mr. Halsey	Mr. McLean	
Mr. Cary	Mr. Hubbard	Mr. Seward	
Mr. Cropsey	Mr. Lansing	Mr. Sherman	
Mr. Deitz	Mr. Lynde	Mr. Tallmadge	
Mr. Edmonds	Mr. Macdonald	Mr. Tracy	
Mr. Fisk	Mr. Mather	Mr. Westcott	24

The engrossed bill, entitled "An act relating to the village of Kingston," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Fuller	Mr. McDowell	
Mr. Birdsall	Mr. Halsey	Mr. McLean	
Mr. Bronson	Mr. Hubbard	Mr. Rexford	
Mr. Cary	Mr. Lansing	Mr. Seward	
Mr. Cropsey	Mr. Lynde	Mr. Sherman	
Mr. Deitz	Mr. Macdonald	Mr. Tallmadge	
Mr. Edmonds	Mr. Mather	Mr. Tracy	
Mr. Fisk	Mr. Maynard	Mr. Westcott	
Mr. Foster			25

The engrossed bill, entitled "An act to renew the charter of the Stephentown and Nassau turnpike company," was read the third

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time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Birdsall	Mr. Halsey	Mr. McLean	
Mr. Bronson	Mr. Hubbard	Mr. Rexford	
Mr. Cary	Mr. Lansing	Mr. Seward	
Mr. Cropsey	Mr. Lynde	Mr. Sherman	
Mr. Deitz	Mr. Macdonald	Mr. Tallmadge	
Mr. Edmonds	Mr. Mather	Mr. Tracy	
Mr. Fisk	Mr. Maynard	Mr. Westcott	24

The engrossed bill, entitled "An act to incorporate the Schenectady and Duanesburgh turnpike company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Fuller	Mr. McDowell	
Mr. Birdsall	Mr. Halsey	Mr. McLean	
Mr. Bronson	Mr. Hubbard	Mr. Rexford	
Mr. Cary	Mr. Lansing	Mr. Seward	
Mr. Cropsey	Mr. Lynde	Mr. Sherman	
Mr. Deitz	Mr. Macdonald	Mr. Tallmadge	
Mr. Edmonds	Mr. Mather	Mr. Tracy	
Mr. Fisk	Mr. Maynard	Mr. Westcott	
Mr. Foster			25

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act for the relief of the heirs of John Thompson," was read the third time and passed.

Ordered, That the clerk deliver said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The bill from the Assembly, entitled "An act to amend the act incorporating the president, directors and company of the Rensselaer and Columbia turnpike road," with the engrossed amendment, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Fuller	Mr. McDowell
Mr. Birdsall	Mr. Halsey	Mr. McLean
Mr. Bronson	Mr. Hubbard	Mr. Rexford
Mr. Cary	Mr. Lansing	Mr. Sherman

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Mr. Cropsey	Mr. Lynde	Mr. Tallmadge	
Mr. Deitz	Mr. Macdonald	Mr. Tracy	
Mr. Edmonds	Mr. Mather	Mr. Westcott	
Mr. Foster	Mr. Maynard		23

Ordered, That the clerk deliver the said bill to the Assembly, and inform them that the Senate have passed the same with the amendment therewith delivered.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Troy and New-York steam-boat company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported the same with amendments.

Ordered, That said report be laid on the table.

On motion of Mr. Maynard,

Ordered, That the bill to incorporate the Hudson and Erie rail-road company, and the bill to authorise the Hudson and Mohawk rail-road company to construct a branch rail-road, and for other purposes, be made the special order of the day for Monday next.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to provide for the opening of a road through certain lands belonging to the school fund in the counties of Clinton and Franklin;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported progress, and asked for and obtained leave to sit again.

After the consideration of executive business, the Senate adjourned until 11 o'clock to-morrow morning.

SATURDAY, 11 *O'CLOCK*, *A. M.—MARCH* 24, 1832.

The Senate met pursuant to adjournment.

Mr. Dodge, from the committee on the division of counties and towns, reported a bill entitled "An act to annex a part of the town of Union in the county of Broome, to the town of Nanticoke in the same county;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Dodge, from the same committee, reported without amendment, the bill from the Assembly, entitled "An act to annex part of the town of Kingston to the town of Saugerties, county of Ulster;" which was committed to the committee of the whole.

Mr. Dodge, from the same committee, reported without amendment, the bill from the Assembly, entitled "An act to divide the town of Volney, county of Oswego, into three towns;" which was committed to a committee of the whole.

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Mr. Armstrong, from the committee on manufactures, reported a bill entitled "An act extending the charter of the Manchester manufacturing company;" which was ordered to be engrossed for a third reading.

Mr. Armstrong, from the same committee, reported a bill entitled "An act to incorporate the Poughkeepsie dry dock and manufacturing company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. McDowell, from a select committee, reported a bill entitled "An act to authorise John R. Drake and James Pumpelly to erect and maintain a dam in the Susquehannah river;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee of the whole, when on the bill to authorise Hazard Lewis and Virgil Whitney to maintain a dam across the same river.

Mr. Deitz, from a select committee, reported with amendments, the bill from the Assembly, entitled "An act relative to the city of Albany;" which was committed to a committee of the whole.

Mr. McDowell gave notice that he would, at some future day, ask leave to introduce a bill authorising Gilbert Smith to erect a dam in the Susquehannah river, from the west shore to the foot of Mohontowanga islands in the town of Barton, Tioga county.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act to amend the act entitled 'An act to consolidate and amend the charter of the village of Watertown:'"

Also the bill entitled "An act to incorporate the Oneida lake canal company:"

Also the bill entitled "An act to incorporate the Dansville and Rochester rail-road company:"

Also the bill entitled "An act to authorise the erection of a new jail in the county of Chautauque."

E. T. THROOP.

Albany, March 22, 1832.

The engrossed bill, entitled "An act further to amend an act entitled 'An act to reduce the laws relating to the village of Johnstown into one law,'" was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Halsey	Mr. McDowell
Mr. Conklin	Mr. Hubbard	Mr. McLean
Mr. Cropsey	Mr. Lansing	Mr. Rexford

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Mr. Deitz	Mr. Lynde	Mr. Seward
Mr. Dodge	Mr. Macdonald	Mr. Sherman
Mr. Fisk	Mr. Mather	Mr. Tracy
Mr. Foster	Mr. Maynard	Mr. Westcott
Mr. Fuller		22

The engrossed bill entitled "An act relative to the loans of seventeen hundred and eighty-six, seventeen hundred and ninety-two, and eighteeen hundred and eight," was read the third time and passed.

Ordered, That the clerk deliver said bills to the Assembly and request their concurrence to the same.

The bill from the Assembly, entitled "An act providing for the appointment of an additional special justice for preserving the peace in the city of New-York, and for other purposes," was read the third time and passed.

Ordered, That the clerk return said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to provide for the opening a road through certain lands belonging to the school fund in the counties of Clinton and Franklin;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, on behalf of Mr. Edmonds, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the relief of the heirs of James F. Gross, an alien;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Deitz, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the relief of the heirs of Pierre Frederick Mairet, an alien;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then again resolved itself into a committee of the whole, on the report of the committee on claims, on the petition of John Sargeant; and after some time spent thereon, Mr. President resumed the chair, and Mr. Armstrong, on behalf of Mr. Allen, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 11 o'clock on Monday morning next.

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MONDAY, 11 *O'CLOCK*, *A. M.—MARCH* 26, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard presented the petition of the Mohawk and Hudson rail-road company for an increase of capital; which was read, and referred to the committee of the whole, when on the bill authorising said company to construct a branch.

Mr. Allen presented the petition of the Neptune Bell marine insurance company, praying for an extended time to fill up the stock of said company; which was read, and referred to the committee on banks and insurance companies.

Mr. Allen also presented the petition of the trustees of the Bank of Savings for seamen in the city of New-York, praying for an amendment of their charter; which was read, and referred to the committee on banks and insurance companies.

Mr. Allen also presented the petition of Adam Treadwell, trustee of Edward Thorne, an alien, to authorise the sale of a house and lot in the city of New-York; which was read, and referred to the committee on the judiciary.

Mr. Allen also presented the petition of the Flushing steam-boat company, praying for an amendment to their charter; which was read, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

Mr. Conklin presented the petition of sundry inhabitants of the county of Queens, praying for a repeal of the act of the 24th March, 1830, relating to the clerk's office of that county; which was read, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

Mr. McDowell presented the petition of Gilbert Smith, for a law to authorise him to erect a dam in the Susquehannah river; which was read, and referred to a select committee, consisting of the members attending the Senate from the sixth senate district.

Mr. Halsey presented the petition of the attorneys and counsellors of the western part of Onondaga county, for the passage of an act authorising the appointment of a supreme court commissioner in the town of Skaneateles; also a petition of sundry inhabitants of the western part of the county of Onondaga, for the passage of the said act; which were read, and referred to a committee of the whole, when on the bill to appoint a supreme court commissioner in the town of Elbridge.

Mr. Bronson, from the committee on finance, reported a bill entitled "An act to authorise the superintendent of the Onondaga salt springs to lease lots, and for other purposes;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

The annual report of the Bank of Savings for seamen of the city of New-York, was received and read.

[*See Assembly Document No.* 247.]

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A bill was received from the Assembly for concurrence, entitled "An act relating to the sale of lands belonging to the Mount-Hope and Lumberland turnpike road company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on roads and bridges.

A bill was received from the Assembly for concurrence, entitled "An act to repeal the third section of the fourth title of the sixth chapter of the second part of the Revised Statutes; and also to repeal the forty-second section of the third title of the eighth chapter of the third part of the Revised Statutes, and for other purposes;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the judiciary.

A bill was received from the Assembly for concurrence, entitled "An act to authorise the supervisors of the county of Rensselaer to raise a tax to complete the court-house in said county;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the third senate district.

A bill was received from the Assembly for concurrence, entitled "An act for the relief of the town of Otisco;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the seventh senate district.

Three bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to incorporate the American fire insurance company of the city of New-York:"

"An act to incorporate the Washington county insurance company:"

"An act to incorporate the president, directors and company of the Salina bank:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on banks and insurance companies.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to incorporate the Buffalo and Erie rail-road company:"

"An act to incorporate the Utica and Susquehannah rail-road company:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on rail-roads.

The bill entitled "An act to amend the act incorporating the president, directors and company of the Rensselaer and Columbia turnpike road," was received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended it accordingly.

The said amended bill having been examined,

Ordered, That the clerk return the same to the Assembly.

Mr. Foster gave notice that he would, hereafter, ask leave to introduce a bill for the relief of John Sargeant.

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Thereupon,

Mr. Foster, by unanimous consent, brought in said bill, entitled "An act for the relief of John Sargeant;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a committee of the whole, when on the report of the committee on claims on the petition of said Sargeant.

Mr. Mather, from the committee on enrolled bills, reported two bills as correctly engrossed, of the following titles, to wit:

"An act extending the charter of the Manchester manufacturing company:"

"An act to provide for the opening of a road through certain lands belonging to the school fund in the counties of Clinton and Franklin."

Thereupon,

The said engrossed bill, entitled "An act to provide for the opening of a road through certain lands belonging to the school fund in the counties of Clinton and Franklin," was read the third time and passed.

The said engrossed bill, entitled "An act extending the charter of the Manchester manufacturing company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Dodge	Mr. Maynard	
Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Beardsley	Mr. Foster	Mr. Quackenboss	
Mr. Birdsall	Mr. Halsey	Mr. Rexford	
Mr. Bronson	Mr. Hubbard	Mr. Seward	
Mr. Conklin	Mr. Lansing	Mr. Sherman	
Mr. Cropsey	Mr. Macdonald	Mr. Westcott	
Mr. Deitz	Mr. Mather		23

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act for the relief of the heirs of James F. Gross, an alien," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. McLean	
Mr. Beardsley	Mr. Halsey	Mr. Quackenboss	
Mr. Birdsall	Mr. Hubbard	Mr. Rexford	
Mr. Bronson	Mr. Lansing	Mr. Seward	
Mr. Conklin	Mr. Lynde	Mr. Sherman	
Mr. Cropsey	Mr. Macdonald	Mr. Tracy	
Mr. Deitz	Mr. Mather	Mr. Westcott	
Mr. Fisk			22

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Ordered, That the clerk deliver said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the relief of the heirs of Pierre Frederick Mairet, an alien;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported the same with an amendment; which report was agreed to by the Senate, the amendment ordered to be engrossed, and the bill to a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act authorising the president and directors of the Otsego lake turnpike company, to remove their toll-gate;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McLean, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then again resolved itself into a committee of the whole, on the report of the committee on claims, on the petition of John Sargeant; and after some time spent thereon, Mr. President resumed the chair, and Mr. Armstrong, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 11 o'clock to-morrow morning.

TUESDAY, 11 *O'CLOCK*, *A. M.—MARCH* 27, 1832.

The Senate met pursuant to adjournment.

Mr. Allen presented the petition of J. Lowrie and others, praying for an amendment of the law relative to the inspection of beef and pork; which was read, and referred to the committee on manufactures.

Mr. Bronson, from the committee on finance, on the report of the trustees of the Capitol, made a report thereon, and brought in a bill, entitled "An act relative to the Capitol and other public grounds connected therewith belonging to the people of this State;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 92.]

Mr. Fuller, presented the petition of sundry inhabitants of Livingston county, for leave to raise money to build a bridge over the Genesee river at Fowlerville; which was read, and referred to the committee on roads and bridges.

Mr. Lansing, from the committee on Indian affairs, reported a bill entitled "An act for the relief of the Stockbridge Indians;" which

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was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Beardsley, from the committee on the judiciary, to whom were referred the resolutions of the Senate relative to the powers of the Legislature over the charter of the city of New-York, and the bill entitled "An act regulating the measuring of grain in the city of New-York," made a report thereon; which was read.

[*See Senate Document No.* 93.]

Ordered, That the bill and report be committed to a committee of the whole.

Mr. Maynard, from the committee on rail-roads, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the Buffalo and Erie rail-road company;" which was committed to a committee of the whole.

Mr. Westcott, from the committee on roads and bridges, reported without amendment, the bill from the Assembly, entitled "An act relating to the sale of lands belonging to the Mount-Hope and Lumberland turnpike road company;" which was committed to a committee of the whole.

Mr. Allen, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to amend an act entitled 'An act to incorporate the Hallett's Cove railway,' passed April 15, 1828;" which was committed to a committee of the whole.

Mr. Allen, from the same committee, reported with amendments, the bill from the Assembly, entitled "An act to incorporate the New-York fire insurance company of the city of New-York;" which was committed to a committee of the whole.

Mr. Deitz, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to authorise the supervisors of the county of Rensselaer to raise a tax to complete the court-house in said county;" which was committed to a committee of the whole.

Mr. Seward, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act for the relief of the town of Otiseo;" which was committed to a committee of the whole.

Mr. McDowell, from a select committee, reported a bill entitled "An act authorising Gilbert Smith to erect a dam in the Susquehannah river;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a committee of the whole, when on the bill to authorise Hazard Lewis and Virgil Whitney to erect a dam in the Susquehannah river.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act to incorporate the Oneida insurance company."

E. T. THROOP.

Albany, March 22, 1832.

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A message from his excellency the Governor, delivered by his private secretary, in relation to the manufacture of potash; which was read.

[*See Senate Document No* 94.]

Ordered, That said message and documents be referred to the committee on manufactures.

Three bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act altering the name of Thomas J. Crow:"

"An act for the relief of Jacob Conrad and Jonah Moore:"

"An act to amend the thirty-fifth section of title second of chapter third, part third of the Revised Statutes:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on the judiciary.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to amend an act entitled 'An act to incorporate the Clinton fire insurance company of the city of New-York,' passed April 26th, 1831:"

"An act to amend the act entitled 'An act to incorporate the Schoharie mutual insurance company:'"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on banks and insurance companies.

A bill was received from the Assembly for concurrence, entitled "An act for the protection of the side-walks in the village of Fort-Covington;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the incorporation of cities and villages.

A bill was received from the Assembly for concurrence, entitled "An act authorising the commissioners of highways of the town of Geneseo, to lay out a public highway in said town, of a less width than three rods;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on roads and bridges.

A bill was received from the Assembly for concurrence, entitled "An act to revive and continue in force the charter of the New-York Typographical society;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on literature.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Great-Falls manufacturing company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on manufactures.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Lake Champlain and Ogdensburgh railroad company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on rail-roads.

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A bill was received from the Assembly for concurrence, entitled "An act to provide for the erection of a new stone jail in the county of Cayuga;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the seventh senate district.

The bill entitled "An act to incorporate the Cherry-Valley cotton and woollen factory," was returned by the Assembly, with a message that they had passed the same without amendment; which was presented to his excellency the Governor by the clerk.

On motion of Mr. Allen,

Resolved, That the Attorney-General report to the Senate his opinion on the following proposition: Is a monied corporation, who has a portion of their capital invested in the capital stock of another monied or other corporation taxable on their capital, liable to be assessed and taxed on so much of the capital thus invested?

The Senate agreed to the report of the committee of the whole, on the bill entitled "An act to incorporate the village of Geneseo," and the bill was ordered to be engrossed for a third reading.

Mr. McLean asked for and obtained leave of absence for Mr. Tallmadge for three days.

On motion of Mr. Bronson,

Ordered, That the bill entitled "An act to authorise the laying and collecting an annual tax for three years for the use of this State," and the resolution to amend the constitution in relation to the duty on salt, &c. be made the special order of the day for Monday next.

The bill from the Assembly, entitled "An act to divide the town of Deerfield, in the county of Oneida," with the engrossed amendment, was read the third time and passed.

Ordered, That the clerk deliver the said bill to the Assembly, and inform them that the Senate have passed the same with the amendment therewith delivered.

Mr. Mather, from the committee on enrolled bills, reported the bill entitled "An act authorising the president and directors of the Otsego lake turnpike company, to remove their toll-gate," as correctly engrossed.

Thereupon,

The said engrossed bill was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard
Mr. Armstrong	Mr. Foster	Mr. McLean
Mr. Beardsley	Mr. Gere	Mr. Quackenboss
Mr. Birdsall	Mr. Halsey	Mr. Rexford
Mr. Bronson	Mr. Lynde	Mr. Seward
Mr. Conklin	Mr. Macdonald	Mr. Tracy
Mr. Cropsey	Mr. Mather	Mr. Westcott
Mr. Deitz		

22

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FOR THE NEGATIVE.

Mr. Dodge	Mr. Hubbard	2

Ordered, That the clerk deliver said bill to the Assembly and request their concurrence to the same.

The bill from the Assembly, entitled "An act for the relief of the heirs of Pierre Frederick Mairet, an alien," with the engrossed amendment, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Dodge	Mr. Mather	
Mr. Armstrong	Mr. Fisk	Mr. Maynard	
Mr. Beardsley	Mr. Foster	Mr. McLean	
Mr. Birdsall	Mr. Gere	Mr. Quackenboss	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Conklin	Mr. Hubbard	Mr. Seward	
Mr. Cropsey	Mr. Lynde	Mr. Sherman	
Mr. Deitz	Mr. Macdonald	Mr. Tracy	24

Ordered, That the clerk return said bill to the Assembly, and inform them that the Senate have passed the same with the amendments therewith delivered.

The Senate then again resolved itself into a committee of the whole, on the report of the committee on claims, on the petition of John Sargeant; and after some time spent thereon, Mr. President resumed the chair, and Mr. Tracy, from the said committee, in behalf of Mr. Armstrong, reported a resolution in the words following:

Resolved, That the petitioner have leave to withdraw his petition.

Which report was agreed to by the Senate.

Then the Senate adjourned until 11 o'clock to-morrow morning.

WEDNESDAY, 11 *O'CLOCK, A. M.—MARCH* 28, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard, from the committee on the incorporation of cities and villages, reported without amendment, the bill from the Assembly, entitled "An act for the protection of the side-walks in the village of Fort-Covington;" which was committed to a committee of the whole.

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Mr. McLean, from the committee on literature, reported without amendment, the bill from the Assembly, entitled "An act to revive and continue in force the charter of the New-York Typographical society;" which was committed to a committee of the whole.

Mr. Allen, from the committee on banks and insurance companies, to whom was referred the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Leather Manufacturer's bank," made a report against said bill; which was committed to a committee of the whole.

[*See Senate Document No.* 95.]

Mr. Westcott, from the committee on roads and bridges, reported without amendment, the bill from the Assembly, entitled "An act authorising the commissioners of highways of the town of Geneseo, to lay out a public highway in said town of a less width than three rods;" which was committed to a committee of the whole.

Mr. Beardsley, from the committee on banks and insurance companies, reported without amendment, the bill from the Assembly, entitled "An act to amend the charter of the Bank of Chenango;" which was committed to a committee of the whole.

Mr. Beardsley, from the committee on the judiciary, reported without amendment, the bill from the Assembly, entitled "An act altering the name of Thomas J. Crow;" which was committed to a committee of the whole.

Mr. Beardsley, from the same committee, reported a bill entitled "An act to incorporate the New-York Saddler's benevolent society;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Allen, from a select committee, reported with sundry amendments, the bill from the Assembly, entitled "An act to amend an act entitled 'An act to incorporate the New-York and Harlæm rail-road company,' passed 25th April, 1831;" which was committed to a committee of the whole.

Mr. Seward, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to provide for the erection of a new stone jail in the county of Cayuga;" which was ordered to a third reading.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act to incorporate the Cherry-Valley cotton and woollen factory."

E. T. THROOP.

Albany, March 27, 1832.

The bill entitled "An act to incorporate the Dutchess rail-road company," was returned by the Assembly, with a message that they had passed the same without amendment; which was presented to his excellency the Governor by the clerk.

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Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to incorporate the Rensselaer and Saratoga rail-road company:"

"An act to incorporate the Saratoga and Fort-Edward rail-road company:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on rail-roads.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Redford glass company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on manufactures.

Mr. Mather, from the committee on enrolled bills, reported the bill entitled "An act to incorporate the village of Geneseo," as correctly engrossed.

Thereupon,

The said engrossed bill was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Mather	
Mr. Armstrong	Mr. Foster	Mr. Maynard	
Mr. Beardsley	Mr. Fuller	Mr. Quackenboss	
Mr. Birdsall	Mr. Gere	Mr. Rexford	
Mr. Bronson	Mr. Halsey	Mr. Seward	
Mr. Conklin	Mr. Hubbard	Mr. Sherman	
Mr. Cropsey	Mr. Lansing	Mr. Tracy	
Mr. Deitz	Mr. Lynde	Mr. Westcott	
Mr. Dodge	Mr. Macdonald		26

Ordered, That the clerk deliver said bill to the Assembly and request their concurrence to the same.

The bill from the Assembly, entitled "An act to provide for the erection of a new stone jail in the county of Cayuga," was read the third time and passed.

Ordered, That the clerk deliver said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then again resolved itself into a committee of the whole, on the resolution to amend the constitution by making the office of mayor of the city of New-York elective by the people; and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to amend an act entitled 'An act for the relief of the Orphan Asylum society in the city of New-York;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported the same without

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amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to amend an act to create a fund for the benefit of the creditors of certain monied corporations, and for other purposes;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, from the said committee, reported progress, and asked for and obtained leave to sit again.

Ordered, That the amendments proposed by Mr. Allen in committee of the whole, be printed.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to authorise the Mohawk and Hudson rail-road company, to construct a branch rail-road, and for other purposes," and the bill entitled "An act to incorporate the Hudson and Erie rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 11 o'clock to-morrow morning.

THURSDAY, 11 *O'CLOCK*, *A. M.—MARCH* 29, 1832.

The Senate met pursuant to adjournment.

Mr. Fisk presented the petition of sundry inhabitants of the counties of Essex and Clinton, for an act incorporating an academy; which was read, and referred to the committee on literature.

Mr. McLean presented the petition of S. Van Rensselaer, jun. for relief against injury by the canal; which was read, and referred to the committee on canals.

Mr. Allen, from the committee on banks and insurance companies, reported without amendment, two several bills from the Assembly, of the following titles, to wit:

"An act to extend the charter of the Bank of Orange county for a limited period:"

"An act to amend the charter of the Hudson river bank:"

Which were committed to a committee of the whole.

Mr. Allen, from the same committee, reported a bill entitled "An act for the relief of the Seamen's bank for savings in the city of New-York;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Beardsley, from the committee on the judiciary, reported a bill entitled "An act for the relief of the heirs of Thomas Smith, deceased;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

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Mr. Allen, from a select committee, reported a bill entitled "An act to revive the act to incorporate the Flushing steam-boat company;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

The bill entitled "An act for the relief of the heirs of Pierre Frederick Mairet," was received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended it accordingly.

The said amended bill having been examined,

Ordered, That the clerk return the same to the Assembly.

The bill entitled "An act to incorporate the Mayville and Portland rail-road company," was returned by the Assembly, with a message that they had passed the same without amendment; which was presented to his excellency the Governor by the clerk.

A bill was received from the Assembly for concurrence, entitled "An act to amend the act to incorporate the village of Fredonia, passed May 2d, 1829;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the incorporation of cities and villages.

A bill was received from the Assembly for concurrence, entitled "An act to locate the office of surrogate in the county of Westchester;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the second senate district.

A bill was received from the Assembly for concurrence, entitled "An act authorising the supervisors of the county of Greene, to sell and convey the poor-house lot and establishment in said county, and for other purposes;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the third senate district.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Albion and Tonawanda rail-road company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on railroads.

A bill was received from the Assembly for concurrence, entitled "An act to renew the charter of the North American coal company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on manufactures.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Hamilton water association;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the fifth senate district.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to incorporate the Buffalo Lyceum:"

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"An act to incorporate the Rochester Institute of practical education:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to a select committee, consisting of the members attending the Senate from the eighth senate district.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to incorporate the Palladium insurance company of the city of New-York:"

"An act to incorporate the Commercial insurance company of the city of New-York:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on banks and insurance companies.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act to incorporate the Dutchess rail-road company."

E. T. THROOP.

Albany, March 28, 1832.

Mr. Allen asked for and obtained leave of absence for Mr. Sherman for one week.

On motion of Mr. Allen,

Ordered, That when the Senate adjourns, it adjourn to meet at 10 o'clock A. M. until further ordered.

Mr. Mather, from the committee on enrolled bills, reported the bill entitled "An act to amend an act entitled 'An act for the relief of the Orphan Asylum society in the city of New-York," as correctly engrossed.

Thereupon,

The said engrossed bill was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. Maynard	
Mr. Armstrong	Mr. Fuller	Mr. McDowell	
Mr. Beardsley	Mr. Gere	Mr. McLean	
Mr. Birdsall	Mr. Halsey	Mr. Quackenboss	
Mr. Conklin	Mr. Hubbard	Mr. Rexford	
Mr. Cropsey	Mr. Lansing	Mr. Seward	
Mr. Deitz	Mr. Lynde	Mr. Tracy	
Mr. Dodge	Mr. Macdonald	Mr. Westcott	
Mr. Fisk	Mr. Mather		26

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Ordered, That the clerk deliver said bill to the Assembly, and request their concurrence to the same.

On motion of Mr. Allen,

Ordered, That the resolution to amend the constitution in relation to the election of the mayor of New-York, be made the special order of the day for Monday next.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to amend an act to create a fund for the benefit of the creditors of certain monied corporations, and for other purposes;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to authorise the Mohawk and Hudson rail-road company to construct a branch rail-road, and for other purposes," and the bill entitled "An act to incorporate the Hudson and Erie rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 10 o'clock to-morrow morning.

FRIDAY, 10 *O'CLOCK, A. M.—MARCH* 30, 1832.

The Senate met pursuant to adjournment.

Mr. Bronson presented the petition of S. W. and H. Baldwin, in relation to canal and locks on the Seneca river, in the county of Onondaga; which was read, and referred to a select committee, consisting of the members attending the Senate from the seventh senate district.

Mr. McLean, from the committee on banks and insurance companies, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Schenectady Bank;" which was committed to a committee of the whole.

Mr. Beardsley, from the committee on banks and insurance companies, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Bank of Rome;" which was committed to a committee of the whole.

Mr. McLean, from the committee on literature, reported a bill entitled "An act to incorporate the Keeseville academy;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Armstrong, from the committee on manufactures, reported a bill entitled "An act concerning the inspection of beef and pork;"

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which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Armstrong, from the same committee, reported with amendments, the bill from the Assembly, entitled "An act to incorporate the Redford glass company;" which was committed to a committee of the whole.

Mr. Allen, from the committee on banks and insurance companies, reported with amendments, two several bills from the Assembly, of the following titles, to wit:

"An act to incorporate the Washington county insurance company:"

"An act to incorporate the American fire insurance company of the city of New-York:"

Which were committed to a committee of the whole.

Mr. Allen, from the same committee, reported a bill entitled "An act to extend the time to fill up the stock of the Neptune Bell marine insurance company of New-York;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Beardsley, from the select committee consisting of the committee on the judiciary and on finance, reported a bill entitled "An act authorising and directing the final settlement of the claims of John Jacob Astor against this State;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Bronson, from the same select committee, made a report on said claim; which was read, and referred to the committee of the whole, when on the said bill to settle the claims of John J. Astor.

[*See Senate Document No.* 96.]

Mr. Beardsley, from the committee on the judiciary, reported a bill entitled "An act to confirm the title of certain real estate in the city of New-York, in the trustee of Edward Thorne, and to authorise the sale thereof;" which was read the first time, and by unanimous consent, was also read a second time, and ordered to be engrossed for a third reading.

Mr. Rexford, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to locate the office of surrogate in the county of Westchester;" which was committed to a committee of the whole.

Mr. Deitz, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act authorising the supervisors of the county of Greene, to sell and convey the poor-house lot and establishment in said county, and for other purposes;" which was committed to a committee of the whole.

A report from the Commissioners of the Land-Office, on the petition of John J. Campbell, was received and read.

[*See Senate Document No.* 97.]

Ordered, That said report and petition be referred to the committee on claims.

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The bill entitled "An act to divide the town of Deerfield, in the county of Oneida," was received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended it accordingly.

The said amended bill having been examined,

Ordered, That the clerk return the same to the Assembly.

Four bills were returned by the Assembly, with a message that they had passed the same severally without amendment, of the following titles, to wit:

"An act to incorporate the Oswego cotton manufacturing company:"

"An act to incorporate the Great Au Sable rail-road company:"

"An act to incorporate the American manufacturer's mutual assurance association:"

"An act to incorporate the Auburn and Owasco canal company:"

Which were delivered to his excellency the Governor by the clerk.

A bill was received from the Assembly for concurrence, entitled "An act to survey and settle the north boundary line of the county of Putnam;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the second senate district.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Aurora and Buffalo rail-road company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on rail-roads.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the village of Skaneateles, in the county of Onondaga;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the incorporation of cities and villages.

A bill was received from the Assembly for concurrence, entitled "An act to amend the act passed April 22d, 1831, entitled 'An act to provide for sick and disabled seamen;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the East river fire insurance company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on banks and insurance companies.

A bill was received from the Assembly for concurrence, entitled "An act for the relief of the Erie county medical society;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the eighth senate district.

A bill was received from the Assembly for concurrence, entitled "An act to alter the time of holding the courts of common pleas and general sessions in and for the county of St. Lawrence;" which

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was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the fourth senate district.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act for the relief of Isaac Allen, Benjamin Morse, Walter Durkee, and others:"

"An act for the relief of Warren W. Case:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on canals.

Three bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to confirm the appraisement of damages on the Saugerties and Woodstock turnpike road:"

"An act to confirm the appraisement of damages on the Malden turnpike road:"

"An act to authorise the board of supervisors of the county of Warren, to levy a tax on the town of Lyons, to build a bridge in said town:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on roads and bridges.

A bill was received from the Assembly for concurrence, entitled "An act relative to the appointment of inspectors of the election to be held on the second Tuesday of April, in the year eighteen hundred and thirty-two, for charter officers in the fifteenth ward of the city of New-York;" which was read the first time, and by unanimous consent, was also read a second time, and ordered to a third reading.

Mr. McDowell presented the petition of the president and directors of the Tioga coal, iron mining and manufacturing company, for a law to construct a rail-road from the western termination of the Chemung canal, to the Pennsylvania line; which was read, and referred to the committee on rail-roads.

The bill from the Assembly, entitled "An act relative to the appointment of inspectors of the election to be held on the second Tuesday of April, in the year eighteen hundred and thirty-two, for charter officers in the fifteenth ward of the city of New-York," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard	
Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. McLean	
Mr. Birdsall	Mr. Gere	Mr. Quackenboss	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Conklin	Mr. Hubbard	Mr. Seward	
Mr. Cropsey	Mr. Lynde	Mr. Tracy	
Mr. Deitz	Mr. Macdonald	Mr. Westcott	
Mr. Dodge	Mr. Mather		26

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Ordered, That the clerk return said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

On motion of Mr. Dodge,

Ordered, That the bill entitled "An act to amend an act to create a fund for the benefit of certain monied corporations, and for other purposes," be made the special order for Tuesday next.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to authorise the Mohawk and Hudson rail-road company to construct a branch rail-road, and for other purposes," and the bill entitled "An act to incorporate the Hudson and Erie rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported with amendments, the first mentioned of said bills; which was agreed to by the Senate, and the bill ordered to be engrossed for a third reading: and the latter bill, reported progress, and asked for and obtained leave to sit again.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to appoint a measurer-general in the city of New-York;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Birdsall, from the said committee, in behalf of Mr. Tallmadge, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to repeal certain provisions of the Revised Statutes which require the clerks of the supreme court to procure and keep records of transcripts of judgments docketted in the clerks' offices of the supreme and district courts of the United States;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Allen, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to impose a tax on dogs in the county of Richmond;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Fisk, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to amend an act entitled 'An act to incorporate the Ithaca and Owego rail-road company,' passed January 28th, 1828;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

On motion of Mr. Rexford,

Ordered, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to extend the

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charter of the Sidney bridge company," and that it be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to annex a part of the town of Kingston to the town of Saugerties, in the county of Ulster;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to amend article second, title first of the sixteenth chapter, part first of the Revised Statutes, entitled 'Of the persons liable to work on highways, and the making of assessments therefor;'" and after some time spent thereon, Mr. President resumed the chair, and Mr. Armstrong, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act relating to the supreme and circuit courts;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McLean, from the said committee, reported progress, and asked for and obtained leave to sit again.

After the consideration of executive business, the Senate adjourned until 10 o'clock to-morrow morning.

SATURDAY, 10 *O'CLOCK*, *A. M.—MARCH* 31, 1832.

The Senate met pursuant to adjournment.

Mr. Lynde presented the petition of the president, directors and company of the Canajoharie and Palatine bridge, praying for a law to open books for a new subscription of stock, and repealing the second section of the law of 1831; which was read, and referred to the committee on roads and bridges.

Mr. Maynard, from the committee on the incorporation of cities and villages, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the village of Skaneateles, in the county of Onondaga;" which was committed to a committee of the whole.

Mr. Maynard, from the committee on rail-roads, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the Aurora and Buffalo rail-road company;" which was committed to a committee of the whole.

Mr. Allen, from the committee on banks and insurance companies, reported against the bill from the Assembly, entitled "An act to amend an act to incorporate the Clinton fire insurance company of the city of New-York, passed April 26th, 1831," and the bill enti-

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tled "An act to incorporate the East river fire insurance company ;" which were committed to a committee of the whole.

Mr. Armstrong, from the committee on manufactures, reported without amendment, the bill from the Assembly, entitled " An act to renew the charter of the North American coal company ;" which was committed to a committee of the whole.

Mr. Westcott, from the committee on roads and bridges, reported without amendment, the bill from the Assembly, entitled " An act to authorise the board of supervisors of the county of Wayne to levy a tax on the town of Lyons, to build a bridge in said town ;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Beardsley, from the committee on the judiciary, reported without amendment, the bill from the Assembly, entitled " An act for the relief of Jacob Conrad and Jonah Moore ;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Beardsley, from the same committee, reported with amendments, the bill from the Assembly, entitled "An act vesting the title of certain lands in Joseph Ross, an alien ;" which was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

Mr. McLean, from a select committee, reported without amendment, the bill from the Assembly, entitled " An act to alter the time of holding the courts of common pleas and general sessions in and for the county of St. Lawrence ;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Beardsley, from the committee on the judiciary, reported with amendments, the bill from the Assembly, entitled " An act relative to the court of common pleas of the counties of Saratoga, Washington, Monroe and Orange ;" which was committed to a committee of the whole.

Mr. Beardsley, from the same committee, reported against the bill from the Assembly, entitled " An act to amend the thirty-fifth section of title second, chapter third, part third of the Revised Statutes ;" which was committed to a committee of the whole.

Mr. Mather, from a select committee, reported a bill entitled "An act to extend the time for completing the canal and locks on the Seneca river in the county of Onondaga ;" which was read the first time, and by unanimous consent, was also read a second time, and ordered to be engrossed for a third reading.

Mr. Rexford, from a select committee, reported without amendment, the bill from the Assembly, entitled " An act to survey and settle the north boundary line of the county of Putnam ;" which was committed to a committee of the whole.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit :

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled " An act to incorporate the Mayville and Portland rail-road company."

E. T. THROOP.

Albany, March 29, 1832.

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A bill was received from the Assembly for concurrence, entitled "An act to amend and continue in force an act entitled 'An act to authorise the erection of a toll-gate on the Great Road leading from the town of Plattsburgh to Chateaugay Four-Corners,' passed February 14th, 1823, and for other purposes;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the fourth senate district.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the New-York Bowery insurance company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on banks and insurance companies.

A bill was received from the Assembly for concurrence, entitled "An act for the relief of Peter Augustine;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on Indian affairs.

A bill was received from the Assembly for concurrence, entitled "An act granting to Elias Stone and Andrew Merritt the privilege of establishing and maintaining a ferry across the Allegany river;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the eighth senate district.

A copy of a resolution from the Assembly, was read in the words following, to wit:

Resolved, (if the Senate concur,) That a committee of three be appointed, to consist of one member of the Senate, and two members of the Assembly, who shall examine the accounts and vouchers of the Treasurer, pursuant to the provisions of title four of chapter eight of the first part of the Revised Statutes.

Ordered, That the said resolution be laid upon the table.

Mr. Conklin asked for and obtained leave of absence for Mr. Cropsey for eight days.

On motion of Mr. Maynard,

Ordered, That the bill entitled "An act to incorporate the Hudson and Erie rail-road company," be made the special order of the day for Wednesday next.

Ordered, That the report of the committee on roads and bridges, on the petition of the president and directors of the Canajoharie bridge company, be referred back to the said committee.

Mr. Mather, from the committee on enrolled bills, reported five bills as correctly engrossed, of the following titles, to wit:

"An act imposing a tax on dogs in the county of Richmond;"

"An act to extend the time for completing the canal and locks on the Seneca river in the county of Onondaga:"

"An act to extend the charter of the Sidney bridge company:"

"An act to confirm the title of certain real estate in the city of New-York in the trustee of Edward Thorne, and to authorise the sale thereof:"

"An act to repeal certain provisions of the Revised Statutes which require the clerks of the supreme court to procure and keep records

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of transcripts of judgments docketted in the clerks' offices of the supreme and district courts of the United States."

Thereupon,

The said engrossed bill, entitled "An act to extend the time for completing the canal and locks on the Seneca river in the county of Onondaga," was read the third time and passed.

The said engrossed bill, entitled "An act to extend the charter of of the Sidney bridge company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. Mather	
Mr. Armstrong	Mr. Fuller	Mr. McDowell	
Mr. Beardsley	Mr. Gere	Mr. McLean	
Mr. Birdsall	Mr. Halsey	Mr. Rexford	
Mr. Bronson	Mr. Hubbard	Mr. Seward	
Mr. Conklin	Mr. Lansing	Mr. Tallmadge	
Mr. Deitz	Mr. Lynde	Mr. Tracy	
Mr. Dodge	Mr. Macdonald	Mr. Westcott	24

The said engrossed bill, entitled "An act to confirm the title of certain real estate in the city of New-York in the trustee of Edward Thorne, and to authorise the sale thereof," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. McDowell	
Mr. Armstrong	Mr. Fuller	Mr. McLean	
Mr. Beardsley	Mr. Gere	Mr. Rexford	
Mr. Birdsall	Mr. Halsey	Mr. Seward	
Mr. Bronson	Mr. Hubbard	Mr. Tallmadge	
Mr. Conklin	Mr. Lansing	Mr. Tracy	
Mr. Deitz	Mr. Macdonald	Mr. Westcott	
Mr. Dodge	Mr. Mather		23

The said engrossed bill, entitled "An act imposing a tax on dogs in the county of Richmond," was read the third time and passed.

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act to authorise the Mohawk and Hudson rail-road company to construct a branch, and for other purposes," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. Maynard
Mr. Armstrong	Mr. Gere	Mr. McDowell
Mr. Beardsley	Mr. Halsey	Mr. McLean
Mr. Birdsall	Mr. Hubbard	Mr. Rexford
Mr. Bronson	Mr. Lansing	Mr. Seward
Mr. Conklin	Mr. Lynde	Mr. Tallmadge
Mr. Deitz	Mr. Macdonald	Mr. Tracy
Mr. Dodge	Mr. Mather	Mr. Westcott
Mr. Foster		

25

Ordered, That the clerk deliver the said bill to the Assembly, and inform them that the Senate have passed the same with the amendments therewith delivered.

The bill from the Assembly, entitled "An act to amend an act entitled 'An act to incorporate the Ithaca and Owego rail-road company,'" was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. Maynard
Mr. Armstrong	Mr. Fuller	Mr. McDowell
Mr. Beardsley	Mr. Gere	Mr. McLean
Mr. Birdsall	Mr. Hubbard	Mr. Rexford
Mr. Bronson	Mr. Lansing	Mr. Seward
Mr. Conklin	Mr. Lynde	Mr. Tallmadge
Mr. Deitz	Mr. Macdonald	Mr. Tracy
Mr. Dodge	Mr. Mather	Mr. Westcott
Mr. Fisk		

25

The bill from the Assembly, entitled "An act to authorise the board of supervisors of the county of Wayne to levy a tax on the town of Lyons, to build a bridge in said town," was read the third time and passed.

The bill from the Assembly, entitled "An act to alter the time of holding the courts of common pleas and general sessions in and for the county of St. Lawrence," was read the third time and passed.

The bill from the Assembly, entitled "An act for the relief of Jacob Conrad and Jonah Moore," was read the third time and passed.

Ordered, That the clerk deliver the said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to amend article second, title first of the sixteenth chapter, part first of the Revised Statutes, entitled 'Of persons liable to work on highways, and the making assessments therefor;'" and after some time spent

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thereon, Mr. President resumed the chair, and Mr. Armstrong, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed and the bill to a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act relating to the supreme and circuit courts;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McLean, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act authorising and directing the final settlement of the claims of John Jacob Astor against this State;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Mather, from the said committee, reported progress, and asked for and obtained leave to sit again.

The bill from the Assembly, entitled "An act to annex part of the town of Kingston to the town of Saugerties, in the county of Ulster," with the engrossed amendment, was read the third time and passed.

Ordered, That the clerk deliver said bill to the Assembly, and inform them that the Senate have passed the same with the amendment therewith delivered.

Then the Senate adjourned until 10 o'clock on Monday morning next.

MONDAY, 10 *O'CLOCK*, *A. M.—APRIL* 2, 1832.

The Senate met pursuant to adjournment.

Mr. Allen, from the committee on banks and insurance companies, reported with amendments, two several bills from the Assembly, of the following titles, to wit:

"An act to incorporate the Palladium insurance company of the city of New-York:"

"An act to amend the act entitled 'An act to incorporate the Schoharie mutual insurance company:"

Which were committed to a committee of the whole.

Mr. McLean, from the same committee, reported without amendment the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Salina bank;" which was committed to a committee of the whole.

Mr. Lansing, from the committee on Indian affairs, reported without amendment, the bill from the Assembly, entitled "An act for the relief of Peter Augustine;" which was committed to a committee of the whole.

Mr. Armstrong, from the committee on manufactures, reported without amendment, the bill from the Assembly, entitled "An act

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to incorporate the Great Falls manufacturing company;" which was committed to a committee of the whole.

Mr. Tracy, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the Buffalo lyceum;" which was committed to a committee of the whole.

Mr. Tracy, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act for the relief of the Erie county medical society;" which was agreed to by the Senate, and the bill ordered to a third reading.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act to incorporate the American manufacturer's mutual assurance association."

Also the bill entitled "An act to incorporate the Oswego cotton manufacturing company."

Also the bill entitled "An act to incorporate the Great Au Sable rail-road company."

Also the bill entitled "An act to incorporate the Auburn and Owasco canal company."

E. T. THROOP.

Albany, March 30, 1832.

A report from the Commissioners of the Land-Office, on two several petitions of John C. McLean, was received and read.

[*See Senate Document No.* 98.]

Ordered, That said report and the bill on said petitions be committed to a committee of the whole.

A bill was received from the Assembly for concurrence, entitled "An act concerning the pilots of the channel of the East river, commonly called Hell-Gate;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

A bill was received from the Assembly for concurrence, entitled "An act to make certain alterations in the map or plan of the city of New-York;" which was read the first time, and by unanimous consent, was also read a second time, and ordered to a third reading.

A bill was received from the Assembly for concurrence, entitled "An act to encourage the propagation of the mulberry tree and the culture of silk;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on agriculture.

A bill was received from the Assembly for concurrence, entitled "An act for the relief of Michael Antony, and to satisfy the claims of Joseph Authony;" which was read the first time, and by una-

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nimous consent, was also read a second time, and referred to the committee on claims.

A bill was received from the Assembly for concurrence, entitled "An act for the relief of the town of Aurora;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the eighth senate district.

A bill was received from the Assembly for concurrence, entitled "An act to amend an act entitled 'An act to incorporate the Rensselaer school;'" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on literature.

Mr. Beardsley presented the petition of Alexander Crookshank, John Crookshank, and others, to change their name to that of Gibson; which was read, and referred to the committee on the judiciary.

Mr. Beardsley, from the committee on the judiciary, reported a bill entitled "An act authorising Alexander Crookshank, and other persons therein named, to change their names;" which was read the first time, and by unanimous consent, was also read a second time, and ordered to be engrossed for a third reading.

Mr. Mather asked for and obtained leave of absence for two weeks.

On motion of Mr. Hubbard,

Ordered, That the committee of the whole be discharged from the further consideration of the bill entitled "An act authorising the board of supervisors of the county of Chenango to audit certain accounts," and that it be engrossed for a third reading.

Mr. Beardsley, from the committee on the judiciary, reported a bill entitled "An act concerning escheats, and to derive a small revenue therefrom;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Ordered, That said bill be printed.

Mr. Allen offered the following resolution:

Resolved, (if the Assembly concur,) That this Legislature will adjourn on the 23d day of April instant, at 12 o'clock M.

Ordered, That the said resolution be laid upon the table.

Mr. Maynard, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the Hamilton water association;" which was committed to a committee of the whole.

Mr. Maynard, from the committee on the incorporation of cities and villages, reported without amendment, the bill from the Assembly, entitled "An act to amend the act entitled 'An act to incorporate the village of Fredonia,' passed May 2d, 1829;" which was committed to a committee of the whole.

Mr. Beardsley gave notice that he would, on some future day, ask leave to introduce a bill, entitled "An act to prevent the abatement of suits by or against corporations in certain cases."

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Thereupon,

Mr. Beardsley, by unanimous consent, brought in the said bill; which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Ordered, That said bill be printed.

Mr. Mather, from the committee on enrolled bills, reported the bill entitled "An act regulating the measuring of grain in the city of New-York," as correctly engrossed.

Thereupon,

The said engrossed bill was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Mather	
Mr. Armstrong	Mr. Foster	Mr. Maynard	
Mr. Beardsley	Mr. Fuller	Mr. McDowell	
Mr. Birdsall	Mr. Gere	Mr. McLean	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Conklin	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lynde	Mr. Tracy	
Mr. Dodge	Mr. Macdonald	Mr. Westcott	24

The engrossed bill, entitled "An act to repeal certain provisions of the Revised Statutes which require the clerks of the supreme court to procure and keep records of transcripts of judgments docketted in the clerks' offices of the supreme and district courts of the United States," was read the third time and passed.

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act for the relief of the Erie county medical society," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. Macdonald	
Mr. Armstrong	Mr. Fuller	Mr. Mather	
Mr. Beardsley	Mr. Gere	Mr. McDowell	
Mr. Birdsall	Mr. Halsey	Mr. McLean	
Mr. Bronson	Mr. Hubbard	Mr. Tallmadge	
Mr. Conklin	Mr. Lansing	Mr. Tracy	
Mr. Deitz	Mr. Lynde	Mr. Westcott	
Mr. Fisk			22

The bill from the Assembly, entitled "An act to make certain alterations in the map or plan of the city of New-York," was read the third time and passed.

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Ordered, That the clerk deliver the said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

The bill from the Assembly, entitled "An act to amend article second, title first of the sixteenth chapter, part first of the Revised Statutes, entitled 'Of the persons liable to work on highways, and the making of assessments therefor,'" with the engrossed amendments, was read the third time and passed.

Ordered, That the clerk deliver the said bill to the Assembly, and inform them that the Senate have passed the same with the amendments therewith delivered.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act authorising and directing the final settlement of the claims of John Jacob Astor against this State;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Mather, from the said committee, reported the same with an amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to amend an act entitled 'An act to incorporate the Harlæm and New-York rail-road company,' passed 25th April, 1831;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Mather, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act vesting the title of a certain lot of land in the city of New-York, escheated to the people of this State, in Elizabeth Idley, her heirs and assigns forever;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Mather, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act amending an act for the relief of Gideon Castle, passed February 4, 1831;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Mather, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The bill entitled "An act to authorise the Mohawk and Hudson rail-road company to construct a branch rail-road, and for other purposes," and the bill entitled "An act to annex part of the town of Kingston to the town of Saugerties, in the county of Ulster," were received from the Assembly, with a message that they had concurred in the amendments of the Senate to the said bills, and had amended them accordingly.

The said amended bills having been examined,

Ordered, That the clerk return them to the Assembly.

The bill entitled "An act to extend the time for completing the canal and locks on the Seneca river in the county of Onondaga,"

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was returned by the Assembly, with a message that they had passed the same without amendment; which was presented to his excellency the Governor by the clerk.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act authorising the laying and collecting an annual tax for three years, for the use of this State," and the resolution for amending the constitution relative to the canal fund; and after some time spent thereon, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported progress, and asked for and obtained leave to sit again.

Ordered, That the amendments offered by Mr. Maynard when in committee of the whole on said bill, be printed.

Ordered, That the resolution for the amendment of the constitution in relation to the election of the mayor of the city of New-York, be made the special order of the day for Thursday next.

Mr. Foster, from the committee on enrolled bills, reported the bill entitled "An act authorising and directing the final settlement of the claims of John Jacob Astor against this State," as correctly engrossed.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of the personal representatives of John Thurman, deceased;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Fuller, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 10 o'clock to-morrow morning.

TUESDAY, 10 *O'CLOCK*, *A. M.—APRIL* 3, 1832.

The Senate met pursuant to adjournment.

Mr. McDowell presented the memorial of merchants and others interested in the navigation of the Susquehannah river, residing in the county of Tioga, against the erection of dams in said river; which was read, and referred to the committee of the whole, when on the bills authorising several individuals therein named to erect dams in said river.

Mr. McLean, from the committee on literature, reported without amendment, the bill from the Assembly, entitled "An act to amend an act entitled 'An act to incorporate the Rensselaer school;'" which was committed to a committee of the whole.

Mr. Westcott, from the committee on roads and bridges, reported a bill entitled "An act to amend an act entitled 'An act to extend for a limited period the charter, and to increase the capital stock, of the Canajoharie and Palatine bridge company,' passed April 25, 1831, and for other purposes;" which was read the first time, and by

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unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Allen, from the committee on banks and insurance companies, reported with amendments, the bill from the Assembly, entitled "An act to incorporate the Commercial insurance company of the city of New-York;" which was committed to a committee of the whole.

Mr. Allen, from a select committee, reported without amendment the bill from the Assembly, entitled "An act concerning the pilots of the channel of the East river, commonly called Hell-Gate;" which was committed to a committee of the whole.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act to extend the time for completing the canal and locks on the Seneca river in the county of Onondaga."

E. T. THROOP.

Albany, April 2, 1832.

A bill was received from the Assembly for concurrence, entitled "An act to amend the act incorporating the Firemen's insurance company of the city of Albany;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on banks and insurance companies.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Fishkill factory;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on manufactures.

A bill was received from the Assembly for concurrence, entitled "An act concerning the collection of taxes in the county of Kings;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

Ordered, That the committee of the whole be discharged from the further consideration of the bill entitled "An act for the relief of the heirs of Thomas Smith, deceased," and that it be engrossed for a third reading.

Ordered, That the committee of the whole be discharged from the further consideration of the bill from the Assembly, entitled "An act to divide the town of Volney, in the county of Oswego, into three towns," and that it be ordered to a third reading.

Ordered, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to divide the town of Mina, in the county of Chautauque," and that it be engrossed for a third reading.

Mr. Foster, from the committee on enrolled bills, reported two bills as correctly engrossed, of the following titles, to wit:

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"An act authorising Alexander Crookshank and other persons therein named, to change their names:"

"An act authorising the board of supervisors of the county of Chenango, to audit certain accounts."

Thereupon,

The said engrossed bill, entitled "An act authorising Alexander Crookshank and other persons therein named, to change their names," was read the third time and passed.

The said engrossed bill, entitled "An act authorising the board of supervisors of the county of Chenango to audit certain accounts," was read the third time and passed.

The engrossed bill, entitled "An act authorising and directing the final settlement of the claims of John Jacob Astor against this State," was read the third time and passed.

Ordered, That the clerk deliver said bills to the Assembly and request their concurrence to the same.

The bill from the Assembly, entitled "An act vesting the title of a certain lot of land in the city of New-York, escheated to the people of this State, in Elizabeth Idley, her heirs and assigns forever," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard
Mr. Armstrong	Mr. Foster	Mr. McDowell
Mr. Beardsley	Mr. Fuller	Mr. McLean
Mr. Birdsall	Mr. Gere	Mr. Rexford
Mr. Bronson	Mr. Hubbard	Mr. Seward
Mr. Cary	Mr. Lansing	Mr. Tallmadge
Mr. Conklin	Mr. Lynde	Mr. Tracy
Mr. Deitz	Mr. Macdonald	Mr. Westcott
Mr. Dodge		25

The bill from the Assembly, entitled "An act amending an act for the relief of Gideon Castle, passed February 4, 1831," was read the third time and passed.

The bill from the Assembly, entitled "An act to divide the town of Volney, in the county of Oswego, into three towns," was read the third time and passed.

Ordered, That the clerk return said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

The bill from the Assembly, entitled "An act to amend an act entitled 'An act to incorporate the New-York and Harlæm rail-road company,' passed 25th April, 1831," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard	
Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. McLean	
Mr. Birdsall	Mr. Gere	Mr. Rexford	
Mr. Bronson	Mr. Halsey	Mr. Seward	
Mr. Cary	Mr. Hubbard	Mr. Tallmadge	
Mr. Conklin	Mr. Lansing	Mr. Tracy	
Mr. Deitz	Mr. Lynde	Mr. Westcott	
Mr. Dodge	Mr. Macdonald		26

The bill from the Assembly, entitled "An act vesting the title of certain lands in Joseph Ross, an alien," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard	
Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. McLean	
Mr. Birdsall	Mr. Gere	Mr. Rexford	
Mr. Bronson	Mr. Halsey	Mr. Seward	
Mr. Cary	Mr. Hubbard	Mr. Tallmadge	
Mr. Conklin	Mr. Lansing	Mr. Tracy	
Mr. Deitz	Mr. Lynde	Mr. Westcott	
Mr. Dodge	Mr. Macdonald		26

Ordered, That the clerk deliver said bills to the Assembly, and inform them that the Senate have passed the same severally with the amendments therewith delivered.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act relating to the supreme and circuit courts;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McLean, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of the personal representatives of John Thurman, deceased;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Fuller, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act authorising the laying and collecting an annual tax for three years, for the use of this State;" and after some time spent on, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported progress, and asked for and obtained leave to sit again.

After the consideration of executive business, the Senate adjourned until 10 o'clock to-morrow morning.

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WEDNESDAY, 10 *O'CLOCK*, *A. M.—APRIL* 4, 1832.

The Senate met pursuant to adjournment.

Mr. Fuller presented a further petition for a tax to rebuild the bridge at Fowlerville in the county of Livingston; which was read, and referred to the committee on roads and bridges.

Mr. McLean presented the petition of sundry inhabitants of the county of Albany, relating to the county courts; which was read, and referred to the committee of the whole, when on the bill relating to the county courts of Washington, and other counties.

Mr. Beardsley, from the committee on the judiciary, reported a bill entitled "An act limiting the number of suits on bills of exchange, promissory notes, and other negotiable instruments;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Ordered, That said bill be printed.

Mr. Seward, from a select committee, reported against the bill from the Assembly, entitled "An act to annex a part of the town of Aurelius to the town of Springport, in the county of Cayuga;" which was committed to a committee of the whole.

Mr. Allen, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act concerning the collection of taxes in the county of Kings;" which report was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Fuller, from a select committee, reported with amendments, the bill from the Assembly, entitled "An act to incorporate the Rochester Institute of practical education;" which was committed to a committee of the whole.

Mr. McLean, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to amend and continue in force an act entitled 'An act to authorise the erection of a toll-gate on the Great Road leading from the town of Plattsburgh to Chateaugay Four-Corners,' passed February 14th, 1823, and for other purposes;" which was committed to a committee of the whole.

Three bills were returned by the Assembly, with a message that they had passed the same severally without amendment, of the following titles, to wit:

"An act to extend the charter of the Sidney bridge company:"

"An act authorising Alexander Crookshank and other persons therein named, to change their names:"

"An act to confirm the title of certain real estate in the city of New-York, in the trustee of Edward Thorne, and to authorise the sale thereof:"

Which were presented to his excellency the Governor, by the clerk.

The bill entitled "An act vesting the title of certain lands in Joseph Ross, an alien," was received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended it accordingly.

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The said amended bill having been examined,

Ordered, That the clerk return the same to the Assembly.

A bill was received from the Assembly for concurrence, entitled "An act authorising the trustees of the village of Canandaigua, to organize a hook and ladder company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the seventh senate district.

A bill was received from the Assembly for concurrence, entitled "An act authorising payment for certain Indian improvements;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on Indian affairs.

Ordered, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to amend the charter of the Poughkeepsie savings bank;" the bill entitled "An act for the relief of the Seamen's bank of savings in the city of New-York;" the bill entitled "An act to extend the time to fill up the stock of the Neptune Bell marine insurance company of New-York," and the bill entitled "An act authorising the appointment of a supreme court commissioner to reside in the western part of the county of Onondaga," and that they severally be engrossed for a third reading.

Ordered, That the several bills now before the Senate authorising the construction of rail-roads, be made a special order of the day for Friday next.

On motion of Mr. Fuller,

Resolved, That the committee on literature inquire into the expediency of furnishing a copy of "Hall's Lectures on School keeping" to each school-district in this State, and that said committee report by bill or otherwise.

Mr. Seward, from the committee on enrolled bills, reported two bills as correctly engrossed, of the following titles, to wit:

"An act for the relief of the heirs of Thomas Smith, deceased;"

"An act to divide the town of Mina, in the county of Chautauque."

Thereupon,

The said engrossed bill, entitled "An act for the relief of the heirs of Thomas Smith, deceased," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. McDowell	
Mr. Armstrong	Mr. Fuller	Mr. McLean	
Mr. Beardsley	Mr. Gere	Mr. Rexford	
Mr. Birdsall	Mr. Halsey	Mr. Seward	
Mr. Bronson	Mr. Hubbard	Mr. Tallmadge	
Mr. Cary	Mr. Lansing	Mr. Tracy	
Mr. Deitz	Mr. Macdonald	Mr. Westcott	
Mr. Edmonds	Mr. Maynard		23

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The said engrossed bill, entitled "An act to divide the town of Mina, in the county of Chautauque," was read the third time and passed.

***Ordered*, That the clerk deliver said bills to the Assembly and request their concurrence to the same.**

The bill from the Assembly, entitled "An act concerning the collection of taxes in the county of Kings," was read the third time and passed.

Ordered, That the clerk return said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act for the relief of the personal representatives of John Thurman, deceased;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Fuller, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act relating to the supreme and circuit courts;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, in behalf of Mr. McLean, reported the same with amendments.

Ordered, That said report be laid on the table, and the bill as amended be printed.

Then the Senate adjourned until 10 o'clock to-morrow morning.

THURSDAY, 10 *O'CLOCK*, *A. M.—APRIL* 5, 1832.

The Senate met pursuant to adjournment.

Mr. Seward presented the petition of sundry inhabitants of the village of Walden, praying for an act to incorporate said village; which was read, and referred to the committee of the whole, when on the bill to incorporate the village of Walden.

Mr. Conklin presented the petition of sundry inhabitants of the county of Queens, for a repeal of the act of March 24th, 1830, relating to the clerk's office of that county; which was read, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

Mr. Hubbard, from the committee on claims, reported without amendment, the bill from the Assembly, entitled "An act for the relief of Michael Anthony, and to satisfy the claims of Joseph Anthony;" which was committed to a committee of the whole.

Mr. Armstrong, from the committee on manufactures, reported without amendment, the bill from the Assembly, entitled "An act

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to incorporate the Fishkill factory;" which report was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Westcott, from the committee on roads and bridges, reported with amendments, the bill from the Assembly, entitled "An act to confirm the appraisement of damages on the Malden turnpike road;" which was committed to a committee of the whole.

Mr. Tallmadge, from the committee on rail-roads, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the Rensselaer and Saratoga rail-road company;" which was committed to a committee of the whole.

Mr. Tallmadge, from the same committee, reported with amendments, five several bills from the Assembly, of the following titles, to wit:

"An act to incorporate the New-York and Erie rail-road company:"

"An act to incorporate the Utica and Susquehannah rail-road company:"

"An act to incorporate the Saratoga and Fort-Edward rail-road company:"

"An act to incorporate the Albion and Tonawanda rail-road company:"

"An act to incorporate the Warren county rail-road company:"

Which were committed to a committee of the whole.

Mr. Allen, from the committee on banks and insurance companies, reported with amendments, the bill from the Assembly, entitled "An act to amend the act incorporating the Firemen's insurance company of the city of Albany;" which was committed to a committee of the whole.

Mr. Allen, from the same committee, reported with amendments, the bill from the Assembly, entitled "An act to incorporate the New-York Bowery fire insurance company;" which was committed to a committee of the whole.

Mr. Westcott, from the committee on roads and bridges, reported without amendment, the bill from the Assembly, entitled "An act to confirm the appraisement of damages on the Saugerties and Woodstock turnpike road;" which was committed to a committee of the whole.

Mr. Edmonds, from the committee on canals, reported without amendment, the bill from the Assembly, entitled "An act for the relief of Warren W. Case;" which was committed to a committee of the whole.

Mr. Seward, from a select committee, reported with amendments, the bill from the Assembly, entitled "An act authorising the trustees of the village of Canandaigua, to organize a hook and ladder company;" which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

Mr. Fuller, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act for the relief of the town of Aurora;" which report was agreed to by the Senate, and the bill ordered to a third reading.

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A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act to confirm the title of certain real estate in the city of New-York, in the trustee of Edward Thorne, and to authorise the sale thereof."

Also the bill entitled "An act to extend the charter of the Sidney bridge company."

Also the bill entitled "An act authorising Alexander Crookshank, and other persons therein named, to change their names."

E. T. THROOP.

Albany, April 4, 1832.

The bill entitled "An act to amend an act entitled 'An act to incorporate the New-York and Harlæm rail-road company,' passed 25th April, 1831," was received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended it accordingly.

The said amended bill having been examined,

Ordered, That the clerk return the same to the Assembly.

A bill was received from the Assembly for concurrence, entitled "An act to authorise the erection of a church on the public square in the village of Geddes;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the seventh senate district.

A bill was received from the Assembly for concurrence, entitled "An act to vest the title of certain real estate in the heirs and devisees of Joseph Bragington;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the judiciary.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the village of Buffalo;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the incorporation of cities and villages.

A bill was received from the Assembly for concurrence, entitled "An act amending the act to incorporate the Northern missionary society;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on literature.

On motion of Mr. Edmonds,

Resolved, That the committee on privileges and elections be instructed to inquire into the expediency of altering the time of electing representatives to Congress, so that the time of electing members of the 23d Congress shall be held in the year 1833, and that said committee report by bill or otherwise.

Ordered, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to amend an

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act entitled 'An act to extend for a limited period the charter, and to increase the capital stock of the Canajoharie and Palatine bridge company,' passed April 25, 1831, and for other purposes," and that it be engrossed for a third reading.

Mr. Seward, from the committee on enrolled bills, reported four bills as correctly engrossed, of the following titles, to wit:

"An act to amend the charter of the Poughkeepsie Savings bank:"

"An act authorising the appointment of a supreme court commissioner to reside in the western part of the county of Onondaga:"

"An act to extend the time for filling up the stock of the Neptune Bell marine insurance company of New-York:"

"An act for the relief of the personal representatives of John Thurman, deceased."

Thereupon,

The said engrossed bill, entitled "An act to amend the charter of the Poughkeepsie Savings bank," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. McDowell	
Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Beardsley	Mr. Fuller	Mr. Quackenboss	
Mr. Birdsall	Mr. Gere	Mr. Rexford	
Mr. Bronson	Mr. Halsey	Mr. Seward	
Mr. Cary	Mr. Hubbard	Mr. Tallmadge	
Mr. Conklin	Mr. Lynde	Mr. Tracy	
Mr. Deitz	Mr. Macdonald	Mr. Westcott	
Mr. Dodge	Mr. Maynard		26

The said engrossed bill, entitled "An act authorising the appointment of a supreme court commissioner to reside in the western part of the county of Onondaga," was read the third time and passed.

The said engrossed bill, entitled "An act to extend the time for filling up the stock of the Neptune Bell marine insurance company of New-York," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. McDowell	
Mr. Armstrong	Mr. Fuller	Mr. McLean	
Mr. Beardsley	Mr. Gere	Mr. Quackenboss	
Mr. Birdsall	Mr. Halsey	Mr. Rexford	
Mr. Bronson	Mr. Hubbard	Mr. Seward	
Mr. Cary	Mr. Lynde	Mr. Tallmadge	
Mr. Conklin	Mr. Macdonald	Mr. Tracy	
Mr. Deitz	Mr. Maynard	Mr. Westcott	
Mr. Dodge			25

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The said engrossed bill, entitled "An act for the relief of the personal representatives of John Thurman, deceased," was read the third time and passed.

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act to incorporate the Fishkill factory," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Maynard	
Mr. Armstrong	Mr. Fisk	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. Quackenboss	
Mr. Birdsall	Mr. Gere	Mr. Rexford	
Mr. Bronson	Mr. Hubbard	Mr. Seward	
Mr. Cary	Mr. Lansing	Mr. Tallmadge	
Mr. Conklin	Mr. Lynde	Mr. Tracy	
Mr. Deitz	Mr. Macdonald	Mr. Westcott	
Mr. Dodge			25

The bill from the Assembly, entitled "An act for the relief of the town of Aurora," was read the third time and passed.

Ordered, That the clerk deliver the said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

The bill from the Assembly, entitled "An act authorising the trustees of the village of Canandaigua, to organize a hook and ladder company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Maynard	
Mr. Armstrong	Mr. Fisk	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. McLean	
Mr. Birdsall	Mr. Gere	Mr. Quackenboss	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Cary	Mr. Hubbard	Mr. Seward	
Mr. Conklin	Mr. Lansing	Mr. Tallmadge	
Mr. Deitz	Mr. Lynde	Mr. Tracy	
Mr. Dodge	Mr. Macdonald	Mr. Westcott	27

Ordered, That the clerk deliver the said bill to the Assembly, and inform them that the Senate have passed the same with the amendments therewith delivered.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act relating to the Capitol and the grounds connected therewith belonging to the people of this State;" and

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after some time spent thereon, Mr. President resumed the chair, and Mr. Fisk, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

On motion of Mr. Birdsall,

Ordered, That the bill entitled "An act relating to supreme and circuit courts," be recommitted to the committee of the whole.

The Senate then again resolved itself into a committee of the whole, on the said bill; and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

Ordered, That said bill be printed.

The bill entitled "An act authorising and directing the final settlement of the claims of John Jacob Astor against this State," was returned by the Assembly, with a message that they had passed the same without amendment; which was presented to his excellency the Governor by the clerk.

The Senate then again resolved itself into a committee of the whole, on the resolution from the Assembly to amend the constitution in relation to the election of mayor of the city of New-York; and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported progress, and asked for and obtained leave to sit again.

Mr. Edmonds presented several resolutions from the mayors of Albany, Troy and Schenectady; which were read, and referred to the committee of the whole, when on the above resolution.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the trustees of the Genesee manual labor seminary;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Dodge, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to authorise Hazard Lewis and Virgil Whitney to maintain a dam in the Susquehannah river;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 10 o'clock to-morrow morning.

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FRIDAY, 10 *O'CLOCK*, *A. M.—APRIL* 6, 1832.

The Senate met pursuant to adjournment.

Mr. Allen presented the petition of Daniel Clark, for an act authorising him to erect a building for the accommodation of steamboats on the west side of West-street, in the city of New-York; which was read, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

Mr. Maynard, from the committee on the incorporation of cities and villages, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the city of Buffalo;" which was committed to a committee of the whole.

Mr. McLean, from the committee on literature, reported without amendment, the bill from the Assembly, entitled "An act amending the act to incorporate the Northern missionary society;" which was committed to a committee of the whole.

Mr. Armstrong, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to authorise the erection of a church on the public square in the village of Geddes;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Lansing, from the committee on Indian affairs, reported without amendment, the bill from the Assembly, entitled "An act authorising payment for certain Indian improvements;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Lansing gave notice that he would ask leave to introduce a bill, entitled "An act confirming the proceedings of certain justices of the peace of the county of Jefferson."

Thereupon,

Mr. Lansing, by unanimous consent, brought in the said bill; which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the judiciary.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act authorising and directing the final settlement of the claims of John Jacob Astor against this State."

E. T. THROOP.

Albany, *April* 5, 1832.

On motion of Mr. Allen,

Resolved, That the several bills on the general orders, for the creating, renewing or amending the charters of banks and insurance companies, be made the order of the day for Wednesday next.

Mr. Foster, from the committee on enrolled bills, reported five bills as correctly engrossed, of the following titles, to wit:

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"An act relating to the Capitol, and the grounds connected therewith, belonging to the people of this State:"

"An act in relation to the supreme and circuit courts:"

"An act for the relief of the Seamen's bank for savings in the city of New-York:"

"An act to amend an act entitled 'An act to extend for a limited period the charter, and to increase the capital stock of the Canajoharie and Palatine bridge company,' passed April 25, 1831, and for other purposes:"

"An act to incorporate the trustees of the Genesee manual labor seminary."

Thereupon,

The said engrossed bill, entitled "An act for the relief of the Seamen's bank for savings in the city of New-York," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard	
Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. McLean	
Mr. Birdsall	Mr. Gere	Mr. Rexford	
Mr. Bronson	Mr. Halsey	Mr. Seward	
Mr. Conklin	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Tracy	
Mr. Dodge	Mr. Macdonald		23

The said engrossed bill, entitled "An act in relation to the supreme and circuit courts," was read the third time and passed.

The said engrossed bill, entitled "An act to incorporate the Genesee manual labor seminary," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. McDowell	
Mr. Armstrong	Mr. Foster	Mr. McLean	
Mr. Beardsley	Mr. Fuller	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Cary	Mr. Halsey	Mr. Seward	
Mr. Conklin	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lynde	Mr. Tracy	
Mr. Dodge	Mr. Macdonald	Mr. Westcott	
Mr. Edmonds			25

The said engrossed bill, entitled "An act relating to the Capitol, and the grounds connected therewith, belonging to the people of this State," was read the third time and passed.

The said engrossed bill, entitled "An act to amend an act entitled 'An act to extend for a limited period the charter, and to in-

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crease the capital stock, of the Canajoharie and Palatine bridge company,' passed April 25, 1831, and for other purposes," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard
Mr. Armstrong	Mr. Foster	Mr. McDowell
Mr. Beardsley	Mr. Fuller	Mr. McLean
Mr. Bronson	Mr. Gere	Mr. Rexford
Mr. Cary	Mr. Halsey	Mr. Seward
Mr. Conklin	Mr. Hubbard	Mr. Tallmadge
Mr. Deitz	Mr. Lynde	Mr. Tracy
Mr. Dodge	Mr. Macdonald	Mr. Westcott
Mr. Edmonds		25

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act to authorise the erection of a church on the public square in the village of Geddes," was read the third time and passed.

Ordered, That the clerk return said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act authorising the laying and collecting an annual tax for three years, for the use of this State," and a resolution amending the constitution in relation to the canal fund, &c.; and after some time spent thereon, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported progress, and asked for and obtained leave to sit again.

Ordered, That the resolution offered by Mr. Edmonds in committee of the whole as an amendment, be printed.

[*See Senate Document No.* 100.]

Then the Senate adjourned until 10 o'clock to-morrow morning.

SATURDAY, 10 *O'CLOCK, A. M.—APRIL* 7, 1832.

The Senate met pursuant to adjournment.

Mr. Allen presented the petition of Frederick C., William H. and Mary E. Bruce, praying that they may be authorised to change their surname to that of their adopted father, Frederick Gebhard;" which was read, and referred to the committee on the judiciary.

Mr. Beardsley, from the committee on the judiciary, reported a bill entitled "An act to change the name of Frederick Charles

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Bruce, and others therein named;" which was read the first time, and by unanimous consent, was also read a second time, and ordered to be engrossed for a third reading.

Mr. Beardsley, from the same committee, reported with amendments, the bill from the Assembly, entitled "An act to vest the title of certain real estate in the heirs and devisees of Joseph Bragington;" which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

Mr. Maynard, from the committee on the incorporation of cities and villages, reported a bill, entitled "An act in relation to the village of Watertown;" which was read the first time, and by unanimous consent, was also read a second time, and ordered to be engrossed for a third reading.

Mr. Tracy, from the committee on expiring laws, reported a bill entitled "An act to continue the act entitled 'An act to enable resident aliens to hold and convey real estate;'" which was read the first time, and by unanimous consent, was also read a second time, and ordered to be engrossed for a third reading.

Mr. McLean, from the committee on literature, pursuant to a previous resolution of the Senate, reported a bill entitled "An act relating to common schools;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Mr. Fuller, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act granting to Elias Stone and Andrew Merritt the privilege of establishing and maintaining a ferry across the Allegany river;" which was committed to a committee of the whole.

Mr. Tallmadge presented the remonstrance of J. and P. M. Fiero, against the bill to confirm the appraisement of damages on the Malden turnpike; which was read, and referred to the committee of the whole, when on the bill to confirm said appraisement.

Four bills were returned by the Assembly, with a message that they had passed the same severally without amendment, of the following titles, to wit:

"An act to incorporate the Ithaca and Geneva rail-road company:"

"An act authorising the board of supervisors of the county of Chenango, to audit certain accounts:"

"An act to provide for the opening a road through certain lands belonging to the school fund in the counties of Clinton and Franklin:"

"An act to alter the name of the town of Arlington, in the county of Tioga:"

Which were presented to his excellency the Governor, by the clerk.

The bill entitled "An act to incorporate the Buffalo marine hospital," was returned by the Assembly, with a message that they had passed the same with the amendment therewith delivered.

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The said bill and amendment having been read,

Mr. President put the question on agreeing to said amendment, and it was decided in the affirmative; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Macdonald
Mr. Armstrong	Mr. Fuller	Mr. Maynard
Mr. Beardsley	Mr. Gere	Mr. McLean
Mr. Birdsall	Mr. Halsey	Mr. Quackenboss
Mr. Conklin	Mr. Hubbard	Mr. Rexford
Mr. Deitz	Mr. Lansing	Mr. Tracy
Mr. Dodge	Mr. Lynde	Mr. Westcott
Mr. Edmonds		

22

Resolved, That the Senate do concur with the Assembly in their amendment to said bill.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

The bill entitled "An act relating to the village of Kingston," was returned by the Assembly, with a message that they had passed the same, with the amendments therewith delivered.

The said bill and amendments having been read,

Mr. President put the question on agreeing to said amendments, and it was decided in the affirmative; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Macdonald
Mr. Armstrong	Mr. Foster	Mr. Maynard
Mr. Beardsley	Mr. Fuller	Mr. McLean
Mr. Birdsall	Mr. Gere	Mr. Quackenboss
Mr. Bronson	Mr. Halsey	Mr. Rexford
Mr. Conklin	Mr. Hubbard	Mr. Tallmadge
Mr. Deitz	Mr. Lansing	Mr. Tracy
Mr. Dodge	Mr. Lynde	Mr. Westcott
Mr. Edmonds		

25

Resolved, That the Senate do concur with the Assembly in their amendments to said bill.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

Three bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to appoint commissioners to lay out a road from the village of Frankfort, in the county of Herkimer, to West-Winfield, in the same county:"

"An act to repeal an act concerning a road in the county of Delaware:"

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"An act authorising the board of supervisors of the county of Washington, and the trustees of the village of Whitehall, to raise certain monies to defray the expenses of rebuilding certain bridges in the village of Whitehall:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on roads and bridges.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act authorising the appointment of a supreme court commissioner to reside in the town of Geneseo, in the county of Livingston:"

"An act to confirm the classification of justices of the peace of the town of Farmersville, in the county of Cattaraugus:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on the judiciary.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act relating to the inspection of sole-leather in the counties of Ontario, Genesee and Erie:"

"An act further to amend the act entitled 'An act to authorise Benajah Byington to search for rock salt in the county of Onondaga,' passed April 13, 1820:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on manufactures.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Tonnewanta rail-road company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on rail-road.

A bill was received from the Assembly for concurrence, entitled "An act to alter the map of the city of New-York by laying out thereon a new street in the twelfth ward of the said city;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

A bill was received from the Assembly for concurrence, entitled "An act granting authority to Hugh Laing to erect and maintain a dock or wharf at Old Ferry Point in the town and county of Westchester;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the second senate district.

A bill was received from the Assembly for concurrence, entitled "An act to provide for a permanent district school in Syracuse;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on literature.

The bill entitled "An act to amend article second, title first, of the sixteenth chapter, part first, of the Revised Statutes, entitled 'Of the persons liable to work on highways, and the making of assessments therefor,'" was received from the Assembly, with a mes-

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sage that they had concurred in the amendments of the Senate to the same, and had amended it accordingly.

The said amended bill having been examined,

Ordered, That the clerk return the same to the Assembly.

The Senate then took up the consideration of the motion of Mr. Fuller, that the Senate reconsider their vote on agreeing to the report of the committee of the whole, rejecting the bill entitled "An act for the building a state prison for female convicts;" which was agreed to by the Senate.

Thereupon,

Ordered, That said bill be recommitted to a committee of the whole, and made the special order of the day for to-day.

The bill from the Assembly, entitled "An act authorising the payment for certain Indian improvements," was read the third time and passed.

Ordered, That the clerk deliver the said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act authorising the laying and collecting an annual tax for three years, for the use of this State;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to amend an act to create a fund for the benefit of the creditors of certain monied corporations, and for other purposes;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 10 o'clock on Monday morning next.

MONDAY, 10 *O'CLOCK, A. M.—APRIL* 9, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard presented the memorial of William A. Duer and others, praying for the adoption of measures to aid the colonization of free blacks on the coast of Africa; which was read, and referred to a select committee on that subject, of which Mr. Tallmadge is chairman.

Mr. McDowell presented the remonstrance of sundry inhabitants of Tioga county, against the erection of mill-dams in the Susquehannah river; which was read, and referred to the committee of the whole, when on the bill authorising certain persons therein named, to erect dams in said river.

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Mr. Beardsley presented the memorial of the Chautauque county bank, in relation to the safety fund; which was read, and referred to the committee of the whole, when on the bill on the subject of the safety fund.

Mr. McLean, from the committee on literature, reported with amendments, the bill from the Assembly, entitled "An act to provide for a permanent district school in Syracuse;" which was committed to a committee of the whole.

Mr. Beardsley, from the committee on the judiciary, reported without amendment, the bill from the Assembly, entitled "An act to confirm the classification of justices of the peace of the town of Farmersville, in the county of Cattaraugus;" which report was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Beardsley, from the same committee, reported without amendment, the bill from the Assembly, entitled "An act authorising the appointment of a supreme court commissioner to reside in the town of Geneseo, in the county of Livingston;" which report was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Rexford, from the committee on agriculture, reported against the bill from the Assembly, entitled "An act to encourage the propagation of the mulberry tree and the culture of silk;" which was committed to a committee of the whole.

[*See Senate Document No.* 101.]

Mr. Allen, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to alter the map of the city of New-York, by laying out thereon a new street in the 12th ward of the said city;" which report was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Allen, from a select committee, reported a bill entitled "An act for the relief of Daniel Clark;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

A report from the Commissioners of the Land-Office, in compliance with a resolution of the Senate relative to improved lands belonging to the State which are rented, &c., was received and read.

[*See Senate Document No.* 102.]

Ordered, That the said report be referred to the committee on finance.

Ordered, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to incorporate the Hyde-Park dry dock and manufacturing company," and that it be engrossed for a third reading.

Mr. Tracy asked for and obtained leave of absence for Mr. Cary for ten days, and Mr. Seward for four days.

Ordered, That the committee of the whole be discharged from the further consideration of the bill from the Assembly, entitled "An act to locate the office of surrogate in the county of Westchester," and that it be ordered to a third reading.

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The bill entitled "An act to divide the town of Ellicott, in the county of Chautauque," was returned by the Assembly, with a message that they had passed the same without amendment; which was presented to his excellency the Governor by the clerk.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the president, directors and company of the Troy City bank;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on banks and insurance companies.

Mr. Foster, from the committee on enrolled bills, reported three bills as correctly engrossed, of the following titles, to wit:

"An act in relation to the village of Watertown:"

"An act to change the name of Frederick Charles Bruce, and others therein named:"

"An act to continue the act entitled 'An act to enable resident aliens to hold and convey real estate."

Thereupon,

The said engrossed bill, entitled "An act in relation to the village of Watertown," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. Maynard	
Mr. Armstrong	Mr. Fuller	Mr. McDowell	
Mr. Beardsley	Mr. Gere	Mr. McLean	
Mr. Birdsall	Mr. Halsey	Mr. Quackenboss	
Mr. Bronson	Mr. Hubbard	Mr. Rexford	
Mr. Conklin	Mr. Lansing	Mr. Tallmadge	
Mr. Dodge	Mr. Lynde	Mr. Tracy	
Mr. Fisk	Mr. Macdonald	Mr. Westcott	24

The said engrossed bill, entitled "An act to continue the act entitled 'An act to enable resident aliens to hold and convey real estate,'" was read the third time and passed.

The said engrossed bill, entitled "An act to change the name of Frederick Charles Bruce, and others therein named," was read the third time and passed.

Ordered, That the clerk deliver said bills to the Assembly and request their concurrence to the same.

The bill from the Assembly, entitled "An act to alter the map of the city of New-York by laying out thereon a new street in the twelfth ward of the said city," was read the third time and passed.

The bill from the Assembly, entitled "An act authorising the appointment of a supreme court commissioner to reside in the town of Geneseo, in the county of Livingston," was read the third time and passed.

The bill from the Assembly, entitled "An act to confirm the classification of justices of the peace of the town of Farmersville, in the county of Cattaraugus," was read the third time and passed.

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The bill from the Assembly, entitled "An act to locate the office of surrogate in the county of Westchester," was read the third time and passed.

Ordered, That the clerk deliver the said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

The bill from the Assembly, entitled "An act to vest the title of certain real estate in the heirs and devisees of Joseph Bragington," with the engrossed amendment, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard	
Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. McLean	
Mr. Birdsall	Mr. Gere	Mr. Quackenboss	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Conklin	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Tracy	
Mr. Dodge	Mr. Lynde	Mr. Westcott	
Mr. Edmonds	Mr. Macdonald		26

Ordered, That the clerk deliver said bill to the Assembly, and inform them that the Senate have passed the same with the amendment therewith delivered.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act authorising the laying and collecting an annual tax for three years, for the use of this State;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 10 o'clock to-morrow morning.

TUESDAY, 10 *O'CLOCK*, *A. M.—APRIL* 10, 1832.

The Senate met pursuant to adjournment.

Mr. Armstrong, from the committee on manufactures, reported without amendment, the bill from the Assembly, entitled "An act relating to the inspection of sole-leather in the counties of Ontario, Genesee and Erie;" which report was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Westcott, from the committee on roads and bridges, reported without amendment, two several bills from the Assembly, of the following titles, to wit:

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" An act authorising the board of supervisors of the county of Washington, and the trustees of the village of Whitehall, to raise certain monies to defray the expenses of rebuilding certain bridges in the village of Whitehall :"

" An act to repeal an act concerning a road in the county of Delaware :"

Which were agreed to by the Senate, and the bills ordered to a third reading.

Mr. Lynde, from the committee on roads and bridges, reported without amendment, the bill from the Assembly, entitled " An act to appoint commissioners to lay out a road from the village of Frankfort, in the county of Herkimer, to West-Winfield, in the same county ;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Rexford, from a select committee, reported without amendment, the bill from the Assembly, entitled " An act granting authority to Hugh Laing to erect and maintain a dock or wharf at Old Ferry Point in the town and county of Westchester ;" which was agreed to by the Senate, and the bill ordered to a third reading.

The bill entitled " An act to vest the title of certain real estate in the heirs and devisees of Joseph Bragington," and the bill entitled " An act relative to the oath of office of justices of the peace," were received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended them accordingly.

The said amended bills having been examined,

Ordered, That the clerk return them to the Assembly.

Two bills were returned by the Assembly, with a message that they had passed the same severally without amendment, of the following titles, to wit :

" An act relating to the village of Kingston :"

" An act to incorporate the Buffalo marine hospital :"

Which were delivered to his excellency the Governor by the clerk.

A copy of a resolution from the Assembly, was read in the words following, to wit :

Resolved, (if the Senate concur herein,) That the Secretary of State be and he is hereby directed to furnish annually to the trustees of the New-York Society Library, and to each incorporated Atheneum of this State, copies of the Journals of both Houses of the Legislature of this State, together with a copy, annually, of the public documents printed by order of the Senate and Assembly, upon condition that the said society admit the Governor and Lieutenant-Governor, the Chancellor and Judges of the Supreme Court, and the members of the court for the correction of errors, to use the books of the said society in the said library, when they shall be in the said city.

Which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on literature.

Ordered, That the committee of the whole be discharged from the further consideration of the bill entitled " An act to revive and amend an act entitled ' An act to incorporate the Bellvale turnpike

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company,' passed March 9th, 1810," and the bill entitled "An act to revive the act to incorporate the Flushing steam-boat company," and that they be engrossed for a third reading.

Ordered, That the committee of the whole be discharged from the further consideration of the bill from the Assembly, entitled "An act to incorporate the Niagara river hydraulic company;" the bill entitled "An act to amend an act entitled 'An act to incorporate the Rensselaer school," and the bill entitled "An act to incorporate the Great Falls manufacturing company," and that they be ordered to a third reading.

Ordered, That the committee of the whole be discharged from the further consideration of the bill from the Assembly, entitled "An act to confirm the appraisement of damages on the Malden turnpike road," and that it be referred to the committee on the judiciary.

Ordered, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to amend the act entitled 'An act to incorporate the Hallett's Cove railway,' passed April 15th, 1828," and that it be engrossed for a third reading.

On motion of Mr. Dodge,

Ordered, That the clerk furnish to each member of the Senate, a copy of Williams's New-York Annual Register for the year 1832.

Mr. Edmonds presented five several petitions of the mechanics and others of the city of Albany, to change the employ of the prisoners at the Auburn state prison; which was read, and referred to the committee on state prisons.

Ordered, That the committee of the whole be discharged from the further consideration of the bill from the Assembly, entitled "An act directing the printing and distribution of the poor laws," and that it be ordered to a third reading.

The bill from the Assembly, entitled "An act relating to the inspection of sole-leather in the counties of Ontario, Genesee and Erie," was read the third time and passed.

The bill entitled "An act authorising the board of supervisors of the county of Washington, and the trustees of Whitehall, to raise certain monies to defray the expenses of rebuilding bridges in the village of Whitehall," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Macdonald	
Mr. Beardsley	Mr. Foster	Mr. Maynard	
Mr. Birdsall	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Quackenboss	
Mr. Conklin	Mr. Halsey	Mr. Rexford	
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Tracy	
Mr. Edmonds	Mr. Lynde	Mr. Westcott	24

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The bill from the Assembly, entitled "An act directing the printing and distribution of the poor laws," was read the third time and passed.

The bill from the Assembly, entitled "An act to repeal an act concerning a road in the county of Delaware," was read the third time and passed.

The bill from the Assembly, entitled "An act granting authority to Hugh Laing to erect and maintain a dock or wharf at Old Ferry Point in the town and county of Westchester," was read the third time and passed.

The bill from the Assembly, entitled "An act to incorporate the Great Falls manufacturing company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Macdonald	
Mr. Armstrong	Mr. Fisk	Mr. Maynard	
Mr. Beardsley	Mr. Foster	Mr. McLean	
Mr. Birdsall	Mr. Fuller	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Tallmadge	
Mr. Cropsey	Mr. Hubbard	Mr. Tracy	
Mr. Deitz	Mr. Lansing	Mr. Westcott	
Mr. Dodge	Mr. Lynde		26

The bill from the Assembly, entitled "An act to incorporate the Niagara river hydraulic company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Lynde	
Mr. Armstrong	Mr. Foster	Mr. Macdonald	
Mr. Beardsley	Mr. Fuller	Mr. Maynard	
Mr. Birdsall	Mr. Gere	Mr. McLean	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Conklin	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Tracy	
Mr. Dodge			22

The bill from the Assembly, entitled "An act to amend the act entitled 'An act to incorporate the Hallett's Cove railway,' passed April 15th, 1828," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Dodge	Mr. Macdonald	
Mr. Armstrong	Mr. Edmonds	Mr. Maynard	
Mr. Beardsley	Mr. Foster	Mr. McLean	
Mr. Birdsall	Mr. Fuller	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Tallmadge	
Mr. Cropsey	Mr. Hubbard	Mr. Tracy	
Mr. Deitz	Mr. Lansing	Mr. Westcott	24

Ordered, That the clerk deliver the said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act to divide the town of Ellicott, in the county of Chautauque."

Also the bill entitled "An act to provide for the opening a road through certain lands belonging to the school fund in the counties of Clinton and Franklin."

Also the bill entitled "An act authorising the board of supervisors of the county of Chenango, to audit certain accounts."

Also the bill entitled "An act to incorporate the Ithaca and Geneva rail-road company."

Also the bill entitled "An act to alter the name of the town of Arlington, in the county of Tioga."

E. T. THROOP.

Albany, April 9, 1832.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act authorising the laying and collecting an annual tax for three years, for the use of this State," and after some time spent thereon, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 10 o'clock to-morrow morning.

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WEDNESDAY, 10 *O'CLOCK*, *A. M.—APRIL* 11, 1832.

The Senate met pursuant to adjournment.

Mr. Conklin presented the remonstrance of sundry inhabitants of the county of Queens, against the repeal of the act of the 24th of March, 1830, relating to the clerk's office of that county; which was read, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

Mr. Tracy presented the petition of the inhabitants of Buffalo and Black Rock, for an act incorporating a company to construct a rail-road between Buffalo and Black Rock; which was read, and referred to the committee on rail-roads.

Mr. McLean, from the committee on literature, reported without amendment, the resolution from the Assembly, as entered on the journals of yesterday, relative to the furnishing of certain documents, &c. by the Secretary of State, for the Library Society, &c. of New-York, &c.; which was agreed to by the Senate, and the resolution ordered to a third reading.

Mr. Armstrong, from the committee on manufactures, reported without amendment, the bill from the Assembly, entitled "An act further to amend the act entitled 'An act to authorise Benajah Byington to search for rock-salt in the county of Onondaga,' passed April 13th, 1820;" which was committed to a committee of the whole.

A report from the Attorney-General concerning taxes upon incorporated companies, was received and read.

[*See Senate Document No.* 103.]

Ordered, That said report be referred to the committee on the judiciary.

A copy of a resolution from the Assembly was read, in the words following, to wit:

Resolved, (if the Senate concur,) That this Legislature will adjourn on the 24th day of April instant, at 12 o'clock, M.

Ordered, That the further consideration of said resolution, be postponed until Monday next.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act relating to th village of Kingston."

Also the bill entitled "An act to incorporate the Buffalo marine hospital."

E. T. THROOP.

Albany, *April* 10, 1832.

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The bill entitled "An act providing for the expenditures of the county of Richmond," was returned by the Assembly, with a message that they had passed the same, with the amendments therewith delivered.

The said bill and amendments having been read,

Resolved, That the Senate do concur with the Assembly in their amendments to said bill.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

The bill entitled "An act authorising the trustees of the village of Canandaigua to organize a hook and ladder company," was received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended it accordingly.

The said amended bill having been examined,

Ordered, That the clerk return the same to the Assembly.

A bill was received from the Assembly for concurrence, entitled "An act to extend the charter of the New-York coal company, and to change the name thereof;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

A bill was received from the Assembly for concurrence, entitled "An act to amend an act entitled 'An act to incorporate the village of Hamilton, in the county of Madison,' passed April 12th, 1816;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the incorporation of cities and villages.

On motion of Mr. Allen,

Resolved, That until otherwise ordered, the Senate will hold an evening session, (except on Saturdays,) commencing at half past 6 o'clock; no business to be transacted at such session except in committee of the whole.

Mr. Foster, from the committee on enrolled bills, reported three bills as correctly engrossed, of the following titles, to wit:

"An act to revive and amend an act entitled 'An act to incorporate the Bellvale turnpike company,' passed March 9th, 1810:"

"An act to revive the act to incorporate the Flushing steam-boat company:"

"An act to incorporate the Hyde-Park dry dock and manufacturing company."

Thereupon,

The said engrossed bill, entitled "An act to incorporate the Hyde-Park dry dock and manufacturing company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard
Mr. Armstrong	Mr. Foster	Mr. McDowell
Mr. Beardsley	Mr. Fuller	Mr. McLean

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Mr. Birdsall	Mr. Gere	Mr. Rexford	
Mr. Bronson	Mr. Halsey	Mr. Sherman	
Mr. Conklin	Mr. Lansing	Mr. Tallmadge	
Mr. Cropsey	Mr. Lynde	Mr. Tracy	
Mr. Deitz	Mr. Macdonald	Mr. Westcott	24

The said engrossed bill, entitled "An act to revive and amend an act entitled 'An act to incorporate the Bellvale turnpike company,' passed March 9th, 1810," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. McDowell	
Mr. Armstrong	Mr. Fuller	Mr. McLean	
Mr. Beardsley	Mr. Gere	Mr. Rexford	
Mr. Bronson	Mr. Halsey	Mr. Sherman	
Mr. Conklin	Mr. Lansing	Mr. Tallmadge	
Mr. Cropsey	Mr. Lynde	Mr. Tracy	
Mr. Deitz	Mr. Macdonald	Mr. Westcott	
Mr. Fisk	Mr. Maynard		23

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act to appoint commissioners to lay out a road from the village of Frankfort, in the county of Herkimer, to West-Winfield, in the same county," was read the third time and passed.

Ordered, That the clerk return said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act authorising the laying and collecting an annual tax for three years, for the use of this State;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, on behalf of Mr. Hubbard, from the said committee, reported the same with amendments, and an alteration of the title, so as to read, "An act for the support of the government of this State."

Thereupon,

The said report was read, in the words following, to wit:

An Act for the support of the government of this State.

The People of the State of New-York, represented in Senate and Assembly, do enact as follows:

§ 1. Whenever there shall not be money in the treasury belonging to the general fund, sufficient for the purposes of the government, the comptroller shall take money belonging either to the common school or literature fund, and shall assign to the fund to which the money so taken belonged, an equal amount of good bonds and mortgages, or other good securities belonging to the general fund.

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In all cases of such assignment to the literature fund, the comptroller shall give notice to the chancellor or secretary of the regents of the university; and in case of all such assignments to the common school fund, the comptroller shall give notice to the superintendent of common schools; and upon such notice, the said chancellor or secretary, or superintendent, shall attend to such assignment: and no bond or mortgage, or other security, shall be so assigned to the literature fund, without the consent of the said chancellor or secretary, or to the common school fund, without the consent of the superintendent; which consent shall be endorsed upon the bond and mortgage, or other security so assigned. The interest accrued and unpaid upon the bonds and mortgages, or other securities so assigned, shall be added to the principal, and deemed part of the amount thereof.

§ 2. When there shall not be money in the treasury belonging either to the general fund, the literature fund, or the common school fund, and money shall be needed for the purposes of the government, the comptroller shall give notice thereof to the commissioners of the canal fund, and they shall redeem with money belonging the Erie and Champlain canals, the Erie and Champlain canal stock, held by and belonging to the literature and common school funds; and when all such stock shall be redeemed, the said commissioners shall purchase at par the stock of the Cayuga and Seneca, of the Oswego, and of the Hudson and Delaware canals, held by and belonging to either the literature or common school funds, in the order here mentioned, and in such portions and parcels as the wants of the general fund shall require; and the stock so purchased shall be assigned to and held by the commissioners of the canal fund, for the Erie and Champlain canals.

Mr. Tracy made a motion to amend said report by substituting in lieu thereof, the following:

An Act authorising the laying and collecting an annual tax, for three years, for the use of this State.

The People of the State of New-York, represented in Senate and Assembly, do enact as follows:

§ 1. A tax of one mill upon the dollar, of the valuation of the real and personal estates within this state, shall be assessed, raised, levied and collected, pursuant to the provisions of chapter thirteen of the first part of the Revised Statutes; which said tax shall continue to be annually assessed, raised, levied and collected, in the manner aforesaid, for the term of three years from and after the passing of this act.

§ 2. The comptroller shall, on or before the first day of August next, transmit a printed copy of this act, together with a printed statement of the valuations of the real and personal estate of the respective counties in the state, as returned in his office for the last three years, to the clerk of the board of supervisors of each of the counties in the state.

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§ 3. The board of supervisors of each county, in the equalization of the assessments of the several towns in their county, shall have as much regard as may be, to the relative valuations of the several counties; and they shall, to the utmost of their power, in making the said equalization, produce an aggregate valuation for their county which will be just and equitable, as between it and the other counties of the state.

Mr. President put the question on agreeing to said motion, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Allen	Mr. Deitz	Mr. Maynard	
Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Beardsley	Mr. Gere	Mr. McLean	
Mr. Birdsall	Mr. Lansing	Mr. Sherman	
Mr. Conklin	Mr. Lynde	Mr. Tallmadge	
Mr. Cropsey	Mr. Macdonald	Mr. Westcott	18

FOR THE AFFIRMATIVE.

Mr. Bronson	Mr. Fuller	Mr. Tracy	
Mr. Fisk	Mr. Halsey		5

The Senate then agreed to the report of the committee of the whole, and the bill was ordered to be engrossed for a third reading.

The Senate then again resolved itself into a committee of the whole, on the resolution to amend the constitution in relation to the canal fund; and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, on behalf of Mr. Hubbard, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to amend an act to create a fund for the benefit of the creditors of certain monied corporations, and for other purposes;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, from the said committee, reported the same with amendments.

Ordered, That the said report be laid upon the table.

Then the Senate adjourned until half-past 6 o'clock, this afternoon.

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HALF-PAST 6 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The Senate then again resolved itself into a committee of the whole, on the resolution from the Assembly to amend the constitution in relation to the election of mayor of the city of New-York; and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, on behalf of Mr. Bronson, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the resolution ordered to a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Hudson and Erie rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Tracy, from the said committee, reported that the committee had rejected the first section of said bill; which was read, in the words following, to wit:

"§ 1. All persons who shall become stockholders pursuant to this act, shall be and they are hereby constituted a body corporate, by the name of "The Hudson and Erie rail-road company," with power to construct a double, treble or quadruple rail-road or way, commencing at or near the city of Schenectady, and passing through the towns of Utica and Salina, to Buffalo in the county of Erie; to transport take and carry property and persons upon the same, by the power and force of steam, of animals, or of any mechanical or other power, or of any combination of them, which the said company may choose to employ; and by that name they shall be, and they are hereby vested with the right and privilege of erecting, building and making a double, treble or quadruple rail-road or way, for the purposes aforesaid, and the right of using the same in the manner hereinafter directed; and for the term of fifty years may have succession."

Thereupon,

Mr. Maynard made a motion to amend the said report by reinstating the said section.

Mr. President put the question on agreeing to the said motion, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Allen	Mr. Gere	Mr. McDowell
Mr. Beardsley	Mr. Lansing	Mr. Quackenboss
Mr. Birdsall	Mr. Lynde	Mr. Sherman
Mr. Dodge	Mr. Macdonald	Mr. Westcott
Mr. Fisk		13

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FOR THE AFFIRMATIVE.

Mr. Bronson	Mr. Halsey	Mr. Tallmadge	
Mr. Conklin	Mr. Maynard	Mr. Tracy	
Mr. Foster	Mr. McLean		8

The Senate then agreed to the report of the committee of the whole.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the New-York and Albany rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Tracy, from the said committee, reported progress, and asked for and obtained leave to sit again.

On motion of Mr. Allen,

Ordered, That double the usual number of copies of the report of the Attorney-General made this day, be printed.

Then the Senate adjourned until 10 o'clock to-morrow morning.

THURSDAY, 10 *O'CLOCK*, *A. M.—APRIL* 12, 1832.

The Senate met pursuant to adjournment.

Mr. Sherman presented the petition of 600 merchants and mercantile men in the city of New-York, in favor of the bill to incorporate the Leather Manufacturer's bank for said city; which was read, and referred to the committee of the whole, when on that bill.

Mr. Allen, from a select committee, reported with amendments, the bill from the Assembly, entitled "An act to amend the act passed April 22d, 1831, entitled 'An act to provide for sick and disabled seamen;" which was committed to a committee of the whole.

Mr. Allen, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to extend the charter of the New-York coal company, and to change the name thereof;" which was committed to a committee of the whole.

On motion of Mr. Tracy,

Resolved, That the Senate will hold an afternoon session, to commence at half-past 3 o'clock, P. M.

Mr. Maynard, from the committee on the incorporation of cities and villages, reported without amendment, the bill from the Assembly, entitled "An act to amend an act entitled 'An act to incorporate the village of Hamilton, in the county of Madison,' passed April 12th, 1816;" which was committed to a committee of the whole.

Ordered, That the committee of the whole be discharged from the further consideration of the bill from the Assembly, entitled

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"An act to incorporate the Buffalo Lyceum;" the bill entitled "An act to incorporate the Rochester Institute of practical education;" the bill entitled "An act declaring the mode of proving the ordinances of the common council of the city of New-York, and other records, documents and proceedings," and the bill entitled "An act authorising the trustees of Fort-Covington academy, to erect an edifice on the public square in the village of Fort-Covington, and for other purposes," and that they be severally ordered to a third reading.

Ordered, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to incorporate the Keeseville academy," and that it be engrossed for a third reading.

Mr. Foster, from the committee on enrolled bills, reported the bill entitled "An act for the support of the government of this State," as correctly engrossed.

Thereupon,

The said engrossed bill was read the third time and passed.

Ordered, That the clerk deliver said bill to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act to incorporate the Buffalo Lyceum," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard	
Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. Quackenboss	
Mr. Birdsall	Mr. Gere	Mr. Rexford	
Mr. Bronson	Mr. Halsey	Mr. Sherman	
Mr. Conklin	Mr. Hubbard	Mr. Tallmadge	
Mr. Cropsey	Mr. Lansing	Mr. Tracy	
Mr. Deitz	Mr. Lynde	Mr. Westcott	
Mr. Dodge	Mr. Macdonald		26

The bill from the Assembly, entitled "An act to incorporate the Rochester Institute of practical education," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. McDowell
Mr. Armstrong	Mr. Fuller	Mr. McLean
Mr. Beardsley	Mr. Gere	Mr. Quackenboss
Mr. Birdsall	Mr. Halsey	Mr. Rexford
Mr. Bronson	Mr. Hubbard	Mr. Sherman
Mr. Conklin	Mr. Lynde	Mr. Tallmadge

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Mr. Cropsey	Mr. Macdonald	Mr. Tracy
Mr. Deitz	Mr. Maynard	Mr. Westcott
Mr. Fisk		

25

Ordered, That the clerk deliver said bills to the Assembly, and inform them that the Senate have passed the same severally with the amendments therewith delivered.

The bill from the Assembly, entitled "An act authorising the trustees of the Fort-Covington academy to erect an edifice on the public square in the village of Fort-Covington, and for other purposes," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. McDowell
Mr. Armstrong	Mr. Fuller	Mr. McLean
Mr. Birdsall	Mr. Gere	Mr. Quackenboss
Mr. Bronson	Mr. Halsey	Mr. Rexford
Mr. Conklin	Mr. Hubbard	Mr. Sherman
Mr. Cropsey	Mr. Lynde	Mr. Tallmadge
Mr. Deitz	Mr. Macdonald	Mr. Tracy
Mr. Dodge	Mr. Maynard	Mr. Westcott
Mr. Fisk		

25

Ordered, That the clerk deliver the said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

A resolution from the Assembly, to amend the constitution, was read the third time, in the words following, to wit:

Resolved, That the following amendment to the constitution of this State be proposed, and referred to the Legislature next to be chosen, and that the Secretary of State cause the same to be published in one newspaper in each of the counties of this State, if there be one printed therein, for three months previous to the next annual election, in pursuance of the provisions of the first section of the eighth article of the said constitution:

At the end of the tenth section of the fourth article of the said constitution, add the following words, "except in the city of New-York; in which city, the mayor shall be chosen annually by the electors thereof qualified to vote for the other charter officers of the said city, and at the time of the election of such officers."

Mr. President put the question on agreeing to said resolution, and it was decided in the affirmative; a majority of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Dodge	Mr. Maynard
Mr. Armstrong	Mr. Fisk	Mr. McDowell
Mr. Beardsley	Mr. Foster	Mr. Quackenboss
Mr. Birdsall	Mr. Fuller	Mr. Rexford

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Mr. Bronson	Mr. Gere	Mr. Sherman	
Mr. Conklin	Mr. Halsey	Mr. Tracy	
Mr. Cropsey	Mr. Lynde	Mr. Westcott	
Mr. Deitz	Mr. Macdonald		23

FOR THE NEGATIVE.

Mr. McLean	1

Thereupon,

Resolved, That the Senate do concur with the Assembly in the proposed amendment to the constitution.

Ordered, That the clerk deliver a copy of said resolution of concurrence to the Assembly.

The engrossed bill, entitled "An act to revive the act to incorporate the Flushing steam-boat company," was read the third time and lost; two-thirds of all the members elected to the Senate not voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Deitz	Mr. McDowell	
Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Beardsley	Mr. Foster	Mr. Rexford	
Mr. Birdsall	Mr. Fuller	Mr. Sherman	
Mr. Bronson	Mr. Gere	Mr. Tallmadge	
Mr. Conklin	Mr. Hubbard	Mr. Westcott	
Mr. Cropsey	Mr. Lansing		20

FOR THE NEGATIVE.

Mr. Halsey	Mr. Macdonald	Mr. Quackenboss	
Mr. Lynde	Mr. Maynard	Mr. Tracy	6

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the New-York and Albany rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Tracy, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Black river company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Tracy, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed and the bill to a third reading.

The Senate then took up the consideration of the report of the committee of the whole, on the bill entitled "An act to amend an act to create a fund for the benefit of the creditors of certain monied corporations, and for other purposes."

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Thereupon,

Mr. Tracy moved to amend the said report, by striking out the fifth section of said bill; which was read, in the words following, to wit:

"§ 5. After the passage of this act, there shall be allowed and paid to each of the bank commissioners, in addition to the salary now allowed by law, the sum of five hundred dollars: *Provided*, All the banks, subject to the act hereby amended, assent to such increase, by a certificate of each bank to that effect, signed by the president and cashier, under the corporate seal, and filed with the comptroller of this state."

Mr. President put the question on agreeing to the said motion, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Allen	Mr. Edmonds	Mr. McLean	
Mr. Beardsley	Mr. Fisk	Mr. Quackenboss	
Mr. Bronson	Mr. Foster	Mr. Tallmadge	
Mr. Cropsey	Mr. Lansing	Mr. Westcott	
Mr. Dodge	Mr. Macdonald		14

FOR THE AFFIRMATIVE.

Mr. Conklin	Mr. Halsey	Mr. Rexford	
Mr. Deitz	Mr. Lynde	Mr. Sherman	
Mr. Fuller	Mr. Maynard	Mr. Tracy	
Mr. Gere	Mr. McDowell		11

The Senate then agreed to the report of the committee of the whole, and the bill was ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Buffalo and Erie rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Aurora and Buffalo rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Rensselaer and Saratoga rail-road company;" and after some time

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spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

Then the Senate adjourned until half-past 3 o'clock, this afternoon.

HALF-PAST 3 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The following members answered to their names, on a call of the Senate:

Mr. Allen	Mr. Edmonds	Mr. Lynde	
Mr. Armstrong	Mr. Fuller	Mr. McLean	
Mr. Birdsall	Mr. Gere	Mr. Rexford	
Mr. Bronson	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Westcott	18

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the New-York and Erie rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported the same with amendments.

The first section of which said bill was read, in the words following, to wit:

"§ 1. Samuel Swartwout, Stephen Whitney, Robert White, Cornelius Harsen, Eleazer Lord, Daniel Le Roy, William C. Redfield, Cornelius I. Blauvelt, Jeremiah H. Pierson, William Townsend, Egbert Jansen, Charles Borland, Abram M. Smith, Alpheus Dimmick, Randall S. Street, John P. Jones, George D. Wickham, Joseph Curtis, John L. Gorham, Joshua Whitney, Christopher Eldridge, James McKinney, James Pumpelly, Charles Pumpelly, John R. Drake, Jonathan Platt, Luther Gere, Francis A. Bloodgood, Jeremiah S. Beebe, Ebenezer Mack, Ansel St. John, Andrew De Witt Bruyn, Stephen Tuttle, Lyman Covell, Robert Covell, John Arnot, John Magee, William M. McCay, William S. Hubbell, William Bouman, Arthur H. Erwin, Henry Brother, Philip Church, Samuel King, Walter Bowne, Morgan Lewis, William Paulding, Peter Lorillard, Isaac Lawrence, Jeromus Johnson, John Stewart, jun. Henry I. Wyckoff, Richard M. Lawrence, Gideon Lee, John P. Stagg, Nathaniel Weed, Hubert Van Wagenen, David Rogers, John Hone, John G. Coster, Goold Hoyt, Peter I. Nevius, Robert Buloid, Thomas R. Ronalds, John Haggerty, Elisha Riggs, Benjamin L. Swan,

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Grant B. Baldwin, William Maxwell and Darius Bently, with such other persons as shall associate with them for that purpose, are constituted a body corporate and politic, by the name of "The New-York and Erie rail-road company," with power to construct a single, double or treble rail-road or way, from the city of New-York to Lake Erie; commencing at the city of New-York, or at such point in its vicinity as shall be most eligible and convenient therefor, with power to establish a ferry across the Hudson river, and continue said rail-road through the southern tier of counties, by way of Owego, in the county of Tioga, to the shore of Lake Erie, at some eligible point between the Cattaraugus creek and the Pennsylvania line; with power to transport, take and carry property and persons upon the same, by the power and force of steam, of animals, or of any mechanical or other power, or of any combination of them, which the said company may choose to employ; and by that name, they and their successors shall be, and they are hereby vested with the exclusive right and privilege of constructing, erecting, building, making and using a single, double or treble rail-road or ways, for the purposes aforesaid; and for the term of fifty years may have succession: and shall be persons in law capable of suing and being sued, of pleading and being impleaded, in all courts of law and equity, and in all manner of actions; and that they and their successors may have a common seal, and may alter and change the same at pleasure."

Mr. Beardsley made a motion to amend said section, by striking out, after the word river, in the twenty-sixth line, the following words:

"And continue the said rail-road through the southern tier of counties, by way of Owego, in the county of Tioga, to the shore of Lake Erie, at some eligible point between the Cattaraugus creek and the Pennsylvania line:"

For the purpose of inserting the following words:

"From such point on its eastern, to such point on its western shore, as shall be deemed most eligible; which latter point shall be either in Rockland, Orange, Ulster or Greene counties, and continue the said road by the most eligible route to the village of Owego, and from thence, through the southern tier of counties, to the shore of Lake Erie, at some point between the mouth of Cattaraugus creek and the Pennsylvania line."

Mr. President put the question on agreeing to the said motion, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Allen	Mr. Fisk	Mr. McLean	
Mr. Birdsall	Mr. Fuller	Mr. Sherman	
Mr. Conklin	Mr. Halsey	Mr. Tallmadge	
Mr. Cropsey	Mr. Lynde	Mr. Westcott	
Mr. Edmonds	Mr. McDowell		14

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FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Dodge	Mr. Quackenboss
Mr. Beardsley	Mr. Gere	Mr. Rexford
Mr. Bronson	Mr. Lansing	Mr. Tracy
Mr. Deitz	Mr. Maynard	11

The Senate then agreed to the report of the committee of the whole, and the amendments were ordered to be engrossed, and the bill to a third reading.

Then the Senate adjourned until 7 o'clock this evening.

7 O'CLOCK.

The Senate met pursuant to adjournment.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Hudson river and Owego rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Utica and Susquehannah rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Saratoga and Fort-Edward rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Beardsley, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Albion and Tonawanda rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Beardsley, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Warren county rail-road company;" and after some time spent there-

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on, Mr. President resumed the chair, and Mr. Beardsley, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

Then the Senate adjourned until 10 o'clock to-morrow morning.

FRIDAY, 10 *O'CLOCK*, *A. M.—APRIL* 13, 1832.

The Senate met pursuant to adjournment.

Mr. Tallmadge, from the committee on rail-roads, reported with amendments, two several bills from the Assembly, of the following titles, to wit:

"An act to incorporate the Tonawanda rail-road company:"

"An act to incorporate the Lake Champlain and Ogdensburgh rail-road company:"

Which were committed to a committee of the whole.

Mr. McLean, from the committee on literature, reported a bill entitled "An act to amend an act entitled 'An act to provide for the instruction of the indigent deaf and dumb within this State,' passed April 16th, 1832;" which was read the first time, and by unanimous consent, was also read a second time, and ordered to be engrossed for a third reading.

Mr. Westcott, from the committee on roads and bridges, to whom was referred the petition of sundry inhabitants of the county of Columbia, praying that certain bridges may be made a county charge, made a report thereon against the same, and offered the following resolution; which was agreed to by the Senate.

[*See Senate Document No.* 108.]

Resolved, That the petitioners have leave to withdraw said petition.

Mr. Edmonds, from the committee on canals, reported with amendments, the bill from the Assembly, entitled "An act to amend an act entitled 'An act to authorise the construction of a canal from the head of Seneca lake to Elmira;" which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

Mr. Tallmadge, from the select committee to which was referred the petition of the Colonization society, reported the following resolutions; which were agreed to by the Senate.

Resolved, That the Senate applaud the motives and approve the objects of the American Colonization society, and have full confidence in the fidelity, discretion, and ability of its executive officers.

Resolved, That as the said society proposes to remove or mitigate existing evils, and prevent or diminish apprehended dangers, it deserves the confidence and encouragement of the American people.

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Resolved, That the Senate commend the said society to the consideration and patronage of the citizens of this State.

Resolved, That these resolutions be transmitted to the honorable the Assembly for their consideration.

Mr. Sherman presented the memorial of a committee of the association applying for the Leather Manufacturer's bank, in favor of said application; which was read, and referred to the committee of the whole, when on that bill.

Ordered, That said memorial be printed.

[*See Senate Document No.* 104.]

Seven bills were returned by the Assembly, with a message that they had passed the same severally without amendment, of the following titles, to wit:

"An act altering the charter of the Clinton woollen manufacturing company:"

"An act to amend an act entitled 'An act to extend for a limited period the charter, and to increase the capital stock of the Canajoharie and Palatine bridge company,' passed April 25, 1831, and for other purposes:"

"An act to amend an act for the better security of mechanics, and others erecting buildings in the city and county of New-York:"

"An act for the relief of the heirs of Thomas Smith, deceased:"

"An act relative to loans of seventeen hundred and eighty-six, seventeen hundred and ninety-two, and eighteen hundred and eight:"

"An act relating to the supreme and circuit courts:"

"An act to incorporate the trustees of the Genesee manual labor seminary:"

Which were delivered to his excellency the Governor by the clerk.

The bill entitled "An act relating to the measuring of grain in the city of New-York," was returned by the Assembly, with a message that they had passed the same, with the amendments therewith delivered.

The said bills and amendment having been read,

Mr. President put the question on agreeing to said amendments, and it was decided in the affirmative; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. Maynard
Mr. Armstrong	Mr. Fuller	Mr. McLean
Mr. Beardsley	Mr. Gere	Mr. Quackenboss
Mr. Birdsall	Mr. Halsey	Mr. Rexford
Mr. Cropsey	Mr. Hubbard	Mr. Sherman
Mr. Deitz	Mr. Lansing	Mr. Tallmadge
Mr. Dodge	Mr. Lynde	Mr. Tracy
Mr. Edmonds	Mr. Macdonald	Mr. Westcott
Mr. Fisk		25

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Ordered, That the clerk deliver said bill and amendments to the Assembly, and inform them that the Senate have concurred in the amendments to the said bill, and have amended it accordingly.

The bill entitled "An act further to amend an act entitled 'An act to reduce the laws concerning the village of Johnstown into one law,'" was returned by the Assembly, with a message that they had passed the same with the amendments therewith delivered.

The said bill and amendments having been read,

Mr. President put the question on agreeing to said amendments, and it was decided in the affirmative; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. Maynard
Mr. Armstrong	Mr. Fuller	Mr. McDowell
Mr. Beardsley	Mr. Gere	Mr. McLean
Mr. Birdsall	Mr. Halsey	Mr. Quackenboss
Mr. Bronson	Mr. Hubbard	Mr. Rexford
Mr. Cropsey	Mr. Lansing	Mr. Sherman
Mr. Deitz	Mr. Lynde	Mr. Tracy
Mr. Dodge	Mr. Macdonald	Mr. Westcott
Mr. Fisk		

25

Ordered, That the clerk deliver said bill and amendments to the Assembly, and inform them that the Senate have concurred in the amendments to the said bill, and have amended it accordingly.

The bill entitled "An act relating to the Capitol, and the grounds connected therewith, belonging to the people of this State," was returned by the Assembly, with a message that they had passed the same, with the amendments therewith delivered.

The said bill and amendments having been read,

Resolved, That the Senate do concur with the Assembly in their amendments to said bill.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act authorising the commissioners of highways of the town of Little Falls, to build a bridge across the Mohawk river in said town:"

"An act to authorise the supervisors of the county of St. Lawrence, to raise money to repair a bridge over the Grass river at Columbia village in the town of Madrid, in said county:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on roads and bridges.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act relating to sundry acts granting authority to persons residing near the Highland turnpike, to perform highway labor thereon:"

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"An act to incorporate the West-Point and Cornwall turnpike company:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to a select committee, consisting of the members attending the Senate from the second senate district.

A bill was received from the Assembly for concurrence, entitled "An act to authorise the board of supervisors of the county of Essex, to raise money by tax for the erection of a fire-proof clerk's office;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the fourth senate district.

The bill entitled "An act providing for certain expenditures by the county of Richmond," was returned by the Assembly, with a message that they had passed the same without amendment; which was presented to his excellency the Governor by the clerk.

A copy of a resolution from the Assembly, was read in the words following, to wit:

Resolved, That the clerks of the Senate and Assembly procure two prints of Col. Trumbull's painting of Independence, for the use of the Senate and Assembly chambers.

Ordered, That the said resolution be laid upon the table.

Ordered, That the committee of the whole be discharged from the further consideration of the bill from the Assembly, entitled "An act to incorporate the Little Falls manufacturing company;" the bill entitled "An act for the relief of the town of Otisco;" the bill entitled "An act relative to the board of supervisors of the county of Warren;" the bill entitled "An act to constitute the colored children of Rochester, a separate school;" the bill entitled "An act authorising the commissioners of highways of the town of Geneseo, to lay out a public highway in said town, of a less width than three rods;" the bill entitled "An act for the protection of the side-walks in the village of Fort-Covington," and the bill entitled "An act to amend and continue in force an act entitled 'An act to to authorise the erection of a toll-gate on the Great road leading from Plattsburgh to Chateaugay Four-Corners,' passed February 14th, 1823, and for other purposes," and that they be severally ordered to a third reading.

Mr. Foster, from the committee on enrolled bills, reported two bills as correctly engrossed, of the following titles, to wit:

"An act to incorporate the Keeseville academy:"

"An act to amend an act to create a fund for the benefit of the creditors of certain monied corporations, and for other purposes."

Thereupon,

The said engrossed bill, entitled "An act to incorporate the Keeseville academy," was read the third time and lost; two-thirds of all the members elected to the Senate not voting in favor thereof, as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Lansing	
Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Bronson	Mr. Fuller	Mr. McLean	
Mr. Conklin	Mr. Gere	Mr. Sherman	
Mr. Cropsey	Mr. Halsey	Mr. Tallmadge	
Mr. Deitz	Mr. Hubbard	Mr. Westcott	
Mr. Dodge			19

FOR THE NEGATIVE.

Mr. Edmonds	Mr. Macdonald	Mr. Rexford	
Mr. Lynde	Mr. Maynard	Mr. Tracy	6

The said engrossed bill, entitled "An act to amend an act to create a fund for the benefit of the creditors of certain monied corporations, and for other purposes," was read the third time and passed.

Ordered, That the clerk deliver said bill to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act to incorporate the Albion and Tonawanda rail-road company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Fisk	Mr. Macdonald	
Mr. Beardsley	Mr. Foster	Mr. Maynard	
Mr. Birdsall	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Quackenboss	
Mr. Conklin	Mr. Halsey	Mr. Rexford	
Mr. Cropsey	Mr. Hubbard	Mr. Sherman	
Mr. Deitz	Mr. Lansing	Mr. Tallmadge	
Mr. Dodge	Mr. Lynde	Mr. Westcott	
Mr. Edmonds			25

The bill from the Assembly, entitled "An act to incorporate the Saratoga and Fort-Edward rail-road company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Macdonald
Mr. Armstrong	Mr. Fisk	Mr. Maynard
Mr. Beardsley	Mr. Foster	Mr. McLean
Mr. Birdsall	Mr. Fuller	Mr. Quackenboss
Mr. Bronson	Mr. Gere	Mr. Rexford

Mr. Conklin	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Westcott	
Mr. Dodge	Mr. Lynde		26

The bill from the Assembly, entitled "An act to incorporate the New-York and Albany rail-road company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. McDowell	
Mr. Armstrong	Mr. Fuller	Mr. McLean	
Mr. Beardsley	Mr. Gere	Mr. Quackenboss	
Mr. Birdsall	Mr. Halsey	Mr. Rexford	
Mr. Conklin	Mr. Hubbard	Mr. Sherman	
Mr. Cropsey	Mr. Lansing	Mr. Tallmadge	
Mr. Deitz	Mr. Lynde	Mr. Tracy	
Mr. Edmonds	Mr. Macdonald	Mr. Westcott	24

FOR THE NEGATIVE.

Mr. Bronson	Mr. Dodge	Mr. Foster	3

The bill from the Assembly, entitled "An act to incorporate the Warren county rail-road company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Fisk	Mr. Macdonald	
Mr. Beardsley	Mr. Foster	Mr. Maynard	
Mr. Birdsall	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Tracy	
Mr. Dodge	Mr. Lynde	Mr. Westcott	
Mr. Edmonds			25

The bill from the Assembly, entitled "An act to incorporate the Little-Falls manufacturing company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Fisk	Mr. Macdonald	
Mr. Beardsley	Mr. Foster	Mr. Maynard	
Mr. Birdsall	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Quackenboss	
Mr. Conklin	Mr. Halsey	Mr. Rexford	
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Tracy	
Mr. Dodge	Mr. Lynde	Mr. Westcott	24

The bill from the Assembly, entitled "An act to incorporate the Black river company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Macdonald	
Mr. Armstrong	Mr. Fisk	Mr. McDowell	
Mr. Beardsley	Mr. Foster	Mr. McLean	
Mr. Birdsall	Mr. Fuller	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Tracy	
Mr. Dodge	Mr. Lynde	Mr. Westcott	27

The bill from the Assembly, entitled "An act to amend an act entitled 'An act to authorise the construction of a canal from the head of Seneca lake to Elmia,'" with the engrossed amendments, was read the third time and passed.

The bill from the Assembly, entitled "An act declaring the mode of proving the ordinances of the common council of the city of New-York, and other records, documents and proceedings," with the engrossed amendments, was read the third time and passed.

Ordered, That the clerk deliver said bills to the Assembly, and inform them that the Senate have passed the same severally with the amendments therewith delivered.

The bill from the Assembly, entitled "An act to amend and continue in force an act entitled 'An act to to authorise the erection of a toll-gate on the Great road leading from Plattsburgh to Chateaugay Four-Corners,' passed February 14th, 1823, and for other purposes," was read the third time and passed.

The bill from the Assembly, entitled "An act to constitute the colored children of Rochester a separate school," was read the third time and passed.

The bill from the Assembly, entitled "An act for the relief of the town of Otisco," was read the third time and passed.

The bill from the Assembly, entitled "An act authorising the commissioners of highways of the town of Geneseo, to lay out a public

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highway in said town, of a less width than three rods," was read the third time and passed.

The bill from the Assembly, entitled "An act relative to the board of supervisors of the county of Warren," was read the third time and passed.

The bill from the Assembly, entitled "An act for the protecting the side-walks in the village of Fort-Covington," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Fisk	Mr. Maynard	
Mr. Beardsley	Mr. Foster	Mr. McDowell	
Mr. Birdsall	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Quackenboss	
Mr. Conklin	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Tracy	
Mr. Dodge	Mr. Macdonald	Mr. Westcott	
Mr. Edmonds			25

The bill from the Assembly, entitled "An act to incorporate the Rensselaer and Saratoga rail-road company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard	
Mr. Beardsley	Mr. Foster	Mr. McLean	
Mr. Birdsall	Mr. Fuller	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lynde	Mr. Tracy	
Mr. Edmonds	Mr. Macdonald	Mr. Westcott	24

FOR THE NEGATIVE.

Mr. Armstrong	Mr. Dodge	2

The bill from the Assembly, entitled "An act to incorporate the Aurora and Buffalo rail-road company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Macdonald
Mr. Armstrong	Mr. Foster	Mr. McLean
Mr. Beardsley	Mr. Fuller	Mr. Rexford

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Mr. Birdsall	Mr. Gere	Mr. Sherman
Mr. Conklin	Mr. Halsey	Mr. Tallmadge
Mr. Cropsey	Mr. Hubbard	Mr. Tracy
Mr. Deitz	Mr. Lynde	Mr. Westcott
Mr. Edmonds		22

FOR THE NEGATIVE.

Mr. Bronson 1

The bill from the Assembly, entitled "An act to incorporate the Buffalo and Erie rail-road company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Macdonald
Mr. Armstrong	Mr. Fisk	Mr. McDowell
Mr. Beardsley	Mr. Foster	Mr. McLean
Mr. Birdsall	Mr. Fuller	Mr. Rexford
Mr. Bronson	Mr. Gere	Mr. Sherman
Mr. Conklin	Mr. Halsey	Mr. Tallmadge
Mr. Cropsey	Mr. Hubbard	Mr. Tracy
Mr. Deitz	Mr. Lynde	Mr. Westcott
Mr. Dodge		25

Ordered, That the clerk deliver the said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Tonawanda rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Lake Champlain and Ogdensburgh rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Leather Manufacturer's bank;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Dodge, from the said committee, reported progress, and asked for and obtained leave to sit again.

After the consideration of executive business, the Senate adjourned until half-past 3 o'clock, P. M.

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HALF-PAST 3 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Leather Manufacturer's bank;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Dodge, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to amend the charter of the bank of Chenango;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Dodge, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the New-York fire insurance company of the city of New-York;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Dodge, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to extend the charter of the Bank of Orange county, for a limited period;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported the same with an amendment; which report was agreed to by the Senate, the amendment ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Schenectady bank;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to amend the charter of the Hudson river bank;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Bank of Rome;" and after some time spent thereon, Mr. President resumed the chair, and Mr.

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Tallmadge, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the American fire insurance company of the city of New-York;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Tallmadge, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Washington county insurance company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Tallmadge, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the East river fire insurance company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Maynard, from the said committee, reported that the committee had rejected the first section of said bill.

Thereupon,

Mr. Dodge made a motion to restore the said section.

Mr. President put the question on agreeing to the said motion, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Armstrong	Mr. Fisk.	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. McLean	
Mr. Birdsall	Mr. Lansing	Mr. Seward	
Mr. Cropsey	Mr. Macdonald	Mr. Tracy	
Mr. Deitz	Mr. Maynard	Mr. Westcott	15

FOR THE AFFIRMATIVE.

Mr. Bronson	Mr. Gere	Mr. Sherman	
Mr. Dodge	Mr. Halsey	Mr. Tallmadge	
Mr. Foster	Mr. Quackenboss		8

The Senate then agreed to the report of the committee of the whole.

Thereupon,

Resolved, That the said bill be rejected.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

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The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to amend an act entitled 'An act to incorporate the Clinton fire insurance company of the city of New-York,' passed April 26, 1831;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Maynard, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to amend an act entitled 'An act to incorporate the Schoharie mutual insurance company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Maynard, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

Then the Senate adjourned until 10 o'clock to-morrow morning.

SATURDAY, 10 *O'CLOCK, A. M.—APRIL* 14, 1832.

The Senate met pursuant to adjournment.

Mr. Maynard presented six several remonstrances against the division of the town of Chenango, in the county of Broome; which were read, and referred to the committee of the whole, when on the bill to divide said town.

Mr. Maynard, from the committee on the incorporation of cities and villages, to whom was referred the petition of sundry inhabitants of the city of Albany, for an amendment of the charter thereof, reported against the same; which was agreed to by the Senate.

Mr. Beardsley, from the committee on the judiciary, reported a bill entitled "An act authorising Nehemiah Merrit to take and hold real estate;" which was read the first time, and by unanimous consent, was also read a second time, and ordered to be laid on the table.

Mr. Westcott, from the committee on roads and bridges, reported without amendment, the bill from the Assembly, entitled "An act to authorise the board of supervisors of the county of St. Lawrence, to raise money to repair a bridge over the Grass river at Columbia village in the town of Madrid, in said county:" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Westcott, from the same committee, reported without amendment, the bill from the Assembly, entitled "An act authorising the commissioners of highways of the town of Little Falls, to build a bridge across the Mohawk river in said town;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. McLean, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to authorise the

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board of supervisors of the county of Essex, to raise money by tax for the erection of a fire-proof clerk's office;" which report was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Rexford, from a select committee, reported without amendment, two several bills from the Assembly, of the following titles, to wit:

"An act to incorporate the West-Point and Cornwall turnpike company:"

"An act relating to sundry acts granting authority to persons residing near the Highland turnpike, to perform highway labor thereon:"

Which were agreed to by the Senate, and the bills ordered to a third reading.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act for the relief of the heirs of Thomas Smith, deceased."

Also the bill entitled "An act to amend an act for the better security of mechanics and others, erecting buildings in the city and county of New-York."

Also the bill entitled "An act to amend an act entitled 'An act to extend for a limited period the charter, and to increase the capital stock of the Canajoharie and Palatine bridge company,' passed April 25, 1831, and for other purposes."

Also the bill entitled "An act providing for certain expenditures by the county of Richmond."

Also the bill entitled "An act relative to loans of seventeen hundred and eighty-six, seventeen hundred and ninety-two, and eighteen hundred and eight."

Also the bill entitled "An act altering the charter of the Clinton woollen manufacturing society."

Also the bill entitled "An act relating to the supreme and circuit courts."

Also the bill entitled "An act to incorporate the trustees of the Genesee manual labor seminary."

E. T. THROOP.

Albany, April 13, 1832.

Three bills were returned by the Assembly, with a message that they had passed the same severally without amendment, of the following titles, to wit:

"An act to reduce the laws concerning the village of Johnstown, into one law:"

"An act regulating the measuring of grain in the city of New-York:"

"An act relating to the Capitol, and grounds connected therewith, belonging to the people of this State:"

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Which were delivered to his excellency the Governor by the clerk.

The bill entitled "An act to incorporate the Buffalo Lyceum," and the bill entitled "An act to incorporate the Rochester Institute of practical education," were received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended them accordingly.

The said amended bills having been examined,

Ordered, That the clerk return them to the Assembly.

The bill entitled "An act to renew the charter of the Stephentown and Nassau turnpike company," was returned by the Assembly, with a message that they had passed the same without amendment; which was presented to his excellency the Governor by the clerk.

A bill was received from the Assembly for concurrence, entitled "An act for the relief of Niel Brown;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on canals.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Society of mechanics and manufacturers of the county of Kings;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

A bill was received from the Assembly for concurrence, entitled "An act in relation to the recording of mortgages belonging to the truatees of Franklin academy, in the county of Franklin;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on literature.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to authorise Benjamin D. St. Croix and others, to change their names:"

"An act to provide for the defalcation of justices of the peace in the town of Lyme, in the county of Jefferson:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on the judiciary.

A copy of a resolution from the Assembly, was read in the words following, to wit:

Resolved, (If the Senate concur,) That the committee to examine the accounts and vouchers of the Treasurer, pursuant to the Revised Statutes, consist of two members of the Assembly, and one member of the Senate, and in case of concurrence, that Mr. Litchfield and Mr. Remer be of said committee on the part of this House.

Thereupon,

Resolved, That the Senate do concur with the Assembly in the said resolution, and that Mr. McLean be of said committee on the part of the Senate.

Ordered, That the clerk deliver a copy of said resolution of concurrence to the Assembly.

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On motion of Mr. Seward,

Ordered, That the petitioners for an act to incorporate the village of Walden, have leave to withdraw their petition and document.

Ordered, That the committee of the whole be discharged from the further consideration of the bills from the Assembly, of the following titles, to wit:

"An act to amend an act passed April 22d, 1831, entitled 'An act to provide for sick and disabled seamen:'"

"An act concerning the pilots of the channel of the East river, commonly called Hell-Gate:"

"An act granting to Elias Stone and Andrew Merritt the privilege of establishing and maintaining a ferry across the Allegany river:"

"An act authorising the board of supervisors of the county of St. Lawrence, to raise money to build bridges in the town of Brasher, in said county:"

"An act authorising the supervisors of the county of Greene, to sell and convey the poor-house lot and establishment in said county, and for other purposes:"

And that said several bills be ordered to a third reading.

Ordered, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to incorporate the Ticonderoga and Schroon turnpike road company," and that it be engrossed for a third reading.

Mr. Foster, from the committee on enrolled bills, reported two bills as correctly engrossed, of the following titles, to wit:

"An act to amend the act entitled 'An act to provide for the instruction of the indigent deaf and dumb within this State,' passed April 16th, 1822:"

"An act to incorporate the Hudson river and Owego rail-road company."

Thereupon,

The said engrossed bill, entitled "An act to amend the act entitled 'An act to provide for the instruction of the indigent deaf and dumb within this State,' passed April 16th, 1822," was read the third time and passed.

Ordered, That the clerk deliver said bill to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act to incorporate the New-York fire insurance company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. McDowell
Mr. Beardsley	Mr. Fuller	Mr. McLean
Mr. Birdsall	Mr. Gere	Mr. Quackenboss
Mr. Bronson	Mr. Halsey	Mr. Rexford
Mr. Conklin	Mr. Hubbard	Mr. Seward

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Mr. Cropsey	Mr. Lansing	Mr. Sherman
Mr. Deitz	Mr. Lynde	Mr. Tallmadge
Mr. Dodge	Mr. Macdonald	Mr. Tracy
Mr. Edmonds	Mr. Mather	Mr. Westcott
Mr. Fisk	Mr. Maynard	29

The bill from the Assembly, entitled "An act to incorporate the Lake Champlain and Ogdensburgh rail-road company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. McLean
Mr. Beardsley	Mr. Gere	Mr. Quackenboss
Mr. Birdsall	Mr. Halsey	Mr. Rexford
Mr. Conklin	Mr. Hubbard	Mr. Seward
Mr. Cropsey	Mr. Lansing	Mr. Sherman
Mr. Deitz	Mr. Lynde	Mr. Tallmadge
Mr. Dodge	Mr. Macdonald	Mr. Tracy
Mr. Edmonds	Mr. McDowell	Mr. Westcott
Mr. Fisk		25

FOR THE NEGATIVE.

Mr. Bronson	Mr. Maynard	2

The bill from the Assembly, entitled "An act concerning the pilots of the channel of the East river, commonly called Hell-Gate," with the engrossed amendments, was read the third time and passed.

The bill from the Assembly, entitled "An act to amend the act passed April 22d, 1831, entitled 'An act to provide for sick and disabled seamen,'" with the engrossed amendments, was read the third time and passed.

The bill from the Assembly, entitled "An act to incorporate the American fire insurance company of the city of New-York," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Fisk	Mr. McDowell
Mr. Beardsley	Mr. Foster	Mr. McLean
Mr. Birdsall	Mr. Fuller	Mr. Quackenboss
Mr. Bronson	Mr. Gere	Mr. Rexford
Mr. Conklin	Mr. Halsey	Mr. Seward
Mr. Cropsey	Mr. Hubbard	Mr. Sherman
Mr. Deitz	Mr. Macdonald	Mr. Tallmadge
Mr. Dodge	Mr. Mather	Mr. Westcott
Mr. Edmonds	Mr. Maynard	26

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FOR THE NEGATIVE.

Mr. Tracy 1

The bill from the Assembly, entitled "An act to extend the charter of the bank of Orange county, for a limited period," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. McDowell
Mr. Beardsley	Mr. Fuller	Mr. McLean
Mr. Birdsall	Mr. Gere	Mr. Quackenboss
Mr. Bronson	Mr. Halsey	Mr. Rexford
Mr. Conklin	Mr. Hubbard	Mr. Seward
Mr. Cropsey	Mr. Lansing	Mr. Sherman
Mr. Deitz	Mr. Lynde	Mr. Tallmadge
Mr. Dodge	Mr. Macdonald	Mr. Tracy
Mr. Edmonds	Mr. Mather	Mr. Westcott
Mr. Fisk	Mr. Maynard	29

The bill from the Assembly, entitled "An act to incorporate the Washington county insurance company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. McLean
Mr. Beardsley	Mr. Fuller	Mr. Quackenboss
Mr. Bronson	Mr. Gere	Mr. Rexford
Mr. Conklin	Mr. Halsey	Mr. Seward
Mr. Cropsey	Mr. Hubbard	Mr. Sherman
Mr. Deitz	Mr. Lynde	Mr. Tallmadge
Mr. Dodge	Mr. Macdonald	Mr. Tracy
Mr. Edmonds	Mr. Maynard	Mr. Westcott
Mr. Fisk	Mr. McDowell	26

Ordered, That the clerk deliver said bills to the Assembly, and inform them that the Senate have passed the same severally with the amendments therewith delivered.

The bill from the Assembly, entitled "An act to amend the charter of the bank of Chenango," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. McLean	
Mr. Birdsall	Mr. Gere	Mr. Quackenboss	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Conklin	Mr. Hubbard	Mr. Seward	
Mr. Cropsey	Mr. Lansing	Mr. Sherman	
Mr. Deitz	Mr. Lynde	Mr. Tallmadge	
Mr. Dodge	Mr. Macdonald	Mr. Tracy	
Mr. Edmonds	Mr. Mather	Mr. Westcott	
Mr. Fisk	Mr. Maynard		29

The bill from the Assembly, entitled "An act to amend the charter of the Hudson river bank," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Fisk	Mr. McDowell	
Mr. Beardsley	Mr. Foster	Mr. McLean	
Mr. Birdsall	Mr. Gere	Mr. Quackenboss	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Conklin	Mr. Hubbard	Mr. Seward	
Mr. Cropsey	Mr. Lansing	Mr. Sherman	
Mr. Deitz	Mr. Macdonald	Mr. Tallmadge	
Mr. Dodge	Mr. Mather	Mr. Tracy	
Mr. Edmonds	Mr. Maynard	Mr. Westcott	27

FOR THE NEGATIVE.

Mr. Fuller	Mr. Lynde	2

The bill from the Assembly, entitled "An act to amend the act entitled 'An act to incorporate the Schoharie mutual insurance company,'" was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Quackenboss	
Mr. Conklin	Mr. Halsey	Mr. Rexford	
Mr. Cropsey	Mr. Hubbard	Mr. Seward	
Mr. Deitz	Mr. Lynde	Mr. Sherman	
Mr. Dodge	Mr. Macdonald	Mr. Tallmadge	
Mr. Edmonds	Mr. Mather	Mr. Tracy	
Mr. Fisk	Mr. Maynard	Mr. Westcott	27

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The bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Bank of Rome," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. McDowell
Mr. Beardsley	Mr. Fuller	Mr. McLean
Mr. Birdsall	Mr. Gere	Mr. Quackenboss
Mr. Bronson	Mr. Halsey	Mr. Rexford
Mr. Conklin	Mr. Hubbard	Mr. Seward
Mr. Cropsey	Mr. Lansing	Mr. Sherman
Mr. Deitz	Mr. Macdonald	Mr. Tallmadge
Mr. Dodge	Mr. Mather	Mr. Tracy
Mr. Edmonds	Mr. Maynard	Mr. Westcott
Mr. Fisk		28

FOR THE NEGATIVE.

Mr. Lynde 1

The bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Schenectady bank," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Fuller	Mr. McDowell
Mr. Beardsley	Mr. Gere	Mr. McLean
Mr. Birdsall	Mr. Halsey	Mr. Quackenboss
Mr. Conklin	Mr. Hubbard	Mr. Rexford
Mr. Cropsey	Mr. Lansing	Mr. Seward
Mr. Deitz	Mr. Lynde	Mr. Sherman
Mr. Dodge	Mr. Macdonald	Mr. Tallmadge
Mr. Edmonds	Mr. Mather	Mr. Tracy
Mr. Fisk	Mr. Maynard	Mr. Westcott
Mr. Foster		28

FOR THE NEGATIVE.

Mr. Bronson 1

The bill from the Assembly, entitled "An act to amend an act entitled 'An act to incorporate the Clinton fire insurance company of the city of New-York,' passed April 26, 1831," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Fisk	Mr. Maynard	
Mr. Beardsley	Mr. Foster	Mr. McDowell	
Mr. Birdsall	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Seward	
Mr. Cropsey	Mr. Hubbard	Mr. Sherman	
Mr. Deitz	Mr. Lynde	Mr. Tallmadge	
Mr. Dodge	Mr. Macdonald	Mr. Tracy	
Mr. Edmonds	Mr. Mather	Mr. Westcott	27

The bill from the Assembly, entitled "An act to authorise the board of supervisors of the county of St. Lawrence, to raise money to repair a bridge over the Grass river at Columbia village in the town of Madrid, in said county," was read the third time and passed.

The bill from the Assembly, entitled "An act authorising the commissioners of highways of the town of Little Falls, to build a bridge across the Mohawk river in said town," was read the third time and passed.

The bill from the Assembly, entitled "An act granting to Elias Stone and Andrew Merritt, the privilege of establishing and maintaining a ferry across the Allegany river," was read the third time and passed.

The bill from the Assembly, entitled "An act authorising the board of supervisors of the county of St. Lawrence, to raise money to build bridges in the town of Brasher, in said county," was read the third time and passed.

The bill from the Assembly, entitled "An act relating to sundry acts granting authority to persons residing near the Highland turnpike, to perform highway labor thereon," was read the third time and passed.

The bill from the Assembly, entitled "An act authorising the supervisors of the county of Greene to sell and convey the poor-house lot and establishment in said county, and for other purposes," was read the third time and passed.

The bill from the Assembly, entitled "An act to authorise the board of supervisors of the county of Essex, to raise money by tax for the erection of a fire-proof clerk's office," was read the third time and passed.

Ordered, That the clerk deliver the said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

The Senate then again resolved itself into a committee of the whole, on the resolution to amend the constitution in relation to duties on salt, and on sales at auction; and after some time spent thereon, Mr. President resumed the chair, and Mr. Armstrong, from the said committee, reported progress, and asked for and obtained leave to sit again.

The bill entitled "An act concerning the pilots of the channel of the East river, commonly call Hell-Gate," was returned by the As-

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sembly, with a message that they had concurred in the amendments of the Senate to said bill, with an amendment thereto.

The said bill and amendments having been read,

Resolved, That the Senate do concur with the Assembly in their said amendment to the amendments of the Senate to the said bill.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

Then the Senate adjourned until half-past 3 o'clock, this afternoon.

HALF-PAST 3 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The Senate then again resolved itself into a committee of the whole, on the resolution to amend the constitution in relation to duties on salt, and on sales at auction; and after some time spent thereon, Mr. President resumed the chair, and Mr. Armstrong, from the said committee, reported their agreement to said resolution as amended, in the words following, to wit:

Resolved, That the following amendment be proposed to the Constitution, and that the same be referred to the Legislature next to be chosen, and that the Secretary of State cause the same to be published in one newspaper in each county in this State in which a newspaper shall be published, for three months previous to the next election:

The duties on the manufacture of salt, as established by the act of the fifteenth of April 1817, or as may be established by any amendment to the Constitution, and the duties on goods sold at auction as now established, excepting therefrom the sum of $33,500 otherwise appropriated by the said act, shall hereafter be and remain inviolably appropriated and applied to defraying the expenses of administering the government of this State; nor shall the duties on the manufacture of salt aforesaid, nor the duties on goods sold at auction as established as aforesaid, be at any time hereafter reduced or diverted from the aforesaid object, until the full and complete payment of the principal and interest of the money borrowed to make and complete the Erie and Champlain canals.

Mr. Seward then made a motion to amend the said resolution, by striking out all after the word "election," in the sixth line, for the purpose of inserting the following:

"After the first day of January 1835, the Legislature may transfer from the canal fund to the general fund, the revenues to be derived from duties on sales at auction, and on the manufacture of salt."

Mr. President put the question on agreeing to the said motion, and it was decided in the negative.

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The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Armstrong	Mr. Deitz	Mr. Maynard	
Mr. Beardsley	Mr. Edmonds	Mr. McDowell	
Mr. Bronson	Mr. Foster	Mr. McLean	
Mr. Conklin	Mr. Gere	Mr. Rexford	
Mr. Cropsey	Mr. Lansing	Mr. Tallmadge	15

FOR THE AFFIRMATIVE.

Mr. Fuller	Mr. Mather	Mr. Sherman	
Mr. Halsey	Mr. Seward	Mr. Tracy	
Mr. Lynde			7

The Senate then agreed to the report of the committee of the whole, and the said resolution was ordered to be engrossed for a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Salina bank;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Palladium insurance company of the city of New-York;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, from the said committee, reported the same with amendments.

Ordered, That said report be laid on the table.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Commercial insurance company of the city of New-York;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

Then the Senate adjourned until 10 o'clock on Monday morning next.

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MONDAY, 10 *O'CLOCK*, *A. M.—APRIL* 16, 1832.

The Senate met pursuant to adjournment.

Mr. McDowell, from the committee on privileges and elections, to whom was referred the resolution of the Senate directing them to inquire into the expediency of altering the time of electing representatives to Congress, so that the election of members of the 23d Congress may be elected in the year 1833, &c. made a report thereon, and brought in a bill, entitled "An act relating to the time of electing representatives in the 23d Congress of the United States;" which was read the first time, and by unanimous consent, was also read a second time, and ordered to be made the special order for today.

[*See Senate Document No.* 105.]

Ordered, That double the usual number of copies of said report be printed.

Mr. McLean, from the committee on literature, reported without amendment, the bill from the Assembly, entitled "An act in relation to the recording of mortgages belonging to the trustees of Franklin academy, in the county of Franklin;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Westcott, from the committee on roads and bridges, reported against the bill from the Assembly, entitled "An act relating to bridges in the county of Albany;" which was committed to a committee of the whole.

Mr. Beardsley, from the committee on the judiciary, reported against the bill from the Assembly, entitled "An act to repeal the fifty-third section of the fourth title of the sixth chapter of the second part of the Revised Statutes, and also to repeal the forty-second section of the third title of the eighth chapter of the third part of the Revised Statutes, and for other purposes;" which was committed to a committee of the whole.

Mr. Beardsley, from the same committee, reported without amendment, the bill from the Assembly, entitled "An act to authorise Benjamin D. St. Croix and others, to change their names;" which report was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Beardsley, from the same committee, reported a bill entitled "An act concerning costs in certain suits brought in the name of the people;" which was read the first time, and by unanimous consent, was also read a second time, and ordered to be engrossed for a third reading.

A report from the Commissioners of the Land-Office, pursuant to the act of October 1828, relative to the repayment in certain cases of monies paid for taxes, was received and read.

[*See Senate Document No.* 107.]

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Ten several bills were received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended them accordingly, of the following titles, to wit:

"An act to incorporate the Albion and Tonawanda rail-road company:"

"An act to amend the act passed April 22d, 1831, entitled 'An act to provide for sick and disabled seamen:'"

"An act to incorporate the New-York and Albany rail-road company:"

"An act to incorporate the New-York fire insurance company of the city of New-York:"

"An act to incorporate the Saratoga and Fort-Edward rail-road company:"

"An act altering the mode of proving the ordinances of the common council of the city of New-York, and other records, documents and proceedings:"

"An act to incorporate the Warren county rail-road company:"

"An act to extend the charter of the Bank of Orange county, for a limited period:"

"An act to amend an act entitled 'An act to authorise the construction of a canal from the head of Seneca lake to Elmira:"

"An act to incorporate the Black river company:"

The said amended bills having been examined,

Ordered, That the clerk return them to the Assembly.

The bill entitled "An act for the construction of the Chenango canal," was returned by the Assembly, with a message that they had rejected the same.

Mr. McDowell, by unanimous consent, brought in a bill, entitled "An act providing for the distribution of the electoral law;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee of the whole, when on the bill relating to the time of electing representatives in the 23d Congress of the United States.

Ordered, That the committee of the whole be discharged from the further consideration of the bills from the Assembly, of the following titles, to wit:

"An act to alter the name of Thomas J. Crow:"

"An act amending the act to incorporate the Northern missionary society:"

"An act to provide for a permanent district school in Syracuse:"

"An act authorising the sale of lands belonging to the Mount-Hope and Lumberland turnpike road company:"

"An act relative to the city of Albany:"

And that said several bills be ordered to a third reading.

Ordered, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to authorise the superintendent of the Onondaga salt springs, to lease two lots, and for other purposes," and the bill entitled "An act for the relief of Daniel Clark," and that they be engrossed for a third reading.

Ordered, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to incorporate

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the city of Buffalo," and that it be referred to a select committee, consisting of Mr. Tracy, Mr. Maynard and Mr. Dodge, to report the same complete.

Ordered, That the several bills in relation to cities and villages, be made the special order of the day for to-morrow.

On motion of Mr. Maynard,

Resolved, That the Canal Board report to the Legislature at the next annual session thereof, upon the expediency of reducing the tolls upon the Erie and Champlain canals, to the rates recognized in the constitution, except upon salt passing *from* tide water, and the probable effect of such reduction to increase transportation upon said canals, and its consequent effect upon the revenue thereof, and upon the commerce of the country. Also, whether such reduction is expedient or necessary to prevent diversion of transportation from said canals, or either of them. And that the said board also report upon the expediency and propriety of restricting the transportation of lumber upon the Erie canal in rafts, to the period between the middle of June and the middle of September, and whether such reduction in the rates of tolls, would render such restriction expedient or necessary.

The Senate then took up the consideration of the following resolution from the Assembly, to wit:

Resolved, (if the Senate concur,) That this Legislature will adjourn on the 24th day of April instant, at 12 o'clock, M.

Thereupon,

Mr. Maynard made a motion to postpone the consideration of the same until Friday next.

Mr. President put the question on agreeing to said motion, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Allen	Mr. Fisk	Mr. McDowell	
Mr. Birdsall	Mr. Foster	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Quackenboss	
Mr. Conklin	Mr. Halsey	Mr. Rexford	
Mr. Cropsey	Mr. Lynde	Mr. Sherman	
Mr. Dodge	Mr. Mather	Mr. Westcott	
Mr. Edmonds			19

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Lansing	Mr. Seward	
Mr. Beardsley	Mr. Macdonald	Mr. Tallmadge	
Mr. Deitz	Mr. Maynard	Mr. Tracy	
Mr. Fuller			10

Mr. McDowell then made a motion that the resolution be amended by inserting "30th," instead of "24th."

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Mr. President put the question on agreeing to said motion, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Allen	Mr. Edmonds	Mr. McDowell
Mr. Armstrong	Mr. Fisk	Mr. Quackenboss
Mr. Beardsley	Mr. Gere	Mr. Rexford
Mr. Birdsall	Mr. Halsey	Mr. Sherman
Mr. Conklin	Mr. Lynde	Mr. Tallmadge
Mr. Deitz	Mr. Mather	Mr. Tracy
Mr. Dodge		19

FOR THE AFFIRMATIVE.

Mr. Bronson	Mr. Lansing	Mr. McLean
Mr. Cropsey	Mr. Macdonald	Mr. Seward
Mr. Foster	Mr. Maynard	Mr. Westcott
Mr. Fuller		10

Mr. Beardsley then made a motion to amend the said resolution, by striking out "24th," and inserting "26th."

Mr. President put the question on agreeing to said motion, and it was decided in the affirmative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Fuller	Mr. Quackenboss
Mr. Beardsley	Mr. Lansing	Mr. Seward
Mr. Bronson	Mr. Macdonald	Mr. Tallmadge
Mr. Cropsey	Mr. Maynard	Mr. Tracy
Mr. Deitz	Mr. McLean	Mr. Westcott
Mr. Foster		16

FOR THE NEGATIVE.

Mr. Allen	Mr. Fisk	Mr. Mather
Mr. Birdsall	Mr. Gere	Mr. McDowell
Mr. Conklin	Mr. Halsey	Mr. Rexford
Mr. Dodge	Mr. Lynde	Mr. Sherman
Mr. Edmonds		13

Thereupon,

Resolved, That the Senate do concur with the Assembly in their said resolution, with an amendment, by striking out "24th," and inserting "26th."

Ordered, That the clerk deliver a copy of said resolution of concurrence and amendment to the Assembly.

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A report from the Superintendent of Common Schools, in relation to the instruction of the deaf and dumb, was received and read.

[*See Senate Document No.* 106.]

Mr. Mather, from the committee on enrolled bills, reported the resolution to amend the constitution in relation to duties on salt, and on sales at auction, as correctly engrossed.

Thereupon,

The said resolution was read the third and last time, as follows, to wit:

Resolved, That the following amendment be proposed to the Constitution, and that the same be referred to the Legislature next to be chosen, and that the Secretary of State cause the same to be published in one newspaper in each county in this State in which a newspaper shall be published, for three months previous to the next election:

The duties on the manufacture of salt, as established by the act o the fifteenth of April 1817, or as may be established by any amendment to the Constitution, and the duties on goods sold at auction as now established, excepting therefrom the sum of $33,500, otherwise appropriated by the said act, shall hereafter be and remain inviolably appropriated and applied to defraying the expenses of administering the government of this State; nor shall the duties on the manufacture of salt aforesaid, nor the duties on goods sold at auction as established as aforesaid, be at any time hereafter reduced or diverted from the aforesaid object, until the full and complete pay ment of the principal and interest of the money borrowed to make and complete the Erie and Champlain canals.

Mr. President put the question on agreeing to said resolution, and it was decided in the affirmative; a majority of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Maynard	
Mr. Armstrong	Mr. Fisk	Mr. McDowell	
Mr. Beardsley	Mr. Foster	Mr. McLean	
Mr. Birdsall	Mr. Fuller	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Lynde	Mr. Tallmadge	
Mr. Deitz	Mr. Macdonald	Mr. Westcott	
Mr. Dodge	Mr. Mather		26

FOR THE NEGATIVE.

Mr. Seward	Mr. Tracy	2

Ordered, That the clerk deliver said resolution to the Assembly, and request their concurrence to the same.

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Mr. Mather, from the committee on enrolled bills, reported two bills as correctly engrossed, of the following titles, to wit:

"An act to incorporate the Ticonderoga and Schroon turnpike company:"

"An act concerning costs in certain suits brought in the name of the people."

Thereupon,

The said engrossed bill, entitled "An act to incorporate the Ticonderoga and Schroon turnpike company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Beardsley	Mr. Foster	Mr. Quackenboss	
Mr. Birdsall	Mr. Gere	Mr. Rexford	
Mr. Bronson	Mr. Halsey	Mr. Seward	
Mr. Conklin	Mr. Lynde	Mr. Sherman	
Mr. Deitz	Mr. Macdonald	Mr. Tallmadge	
Mr. Dodge	Mr. Mather	Mr. Tracy	
Mr. Edmonds	Mr. McDowell	Mr. Westcott	24

The said engrossed bill, entitled "An act concerning costs in certain suits brought in the name of the people," was read the third time and passed.

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act relative to the city of Albany," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. McDowell	
Mr. Armstrong	Mr. Foster	Mr. McLean	
Mr. Beardsley	Mr. Fuller	Mr. Quackenboss	
Mr. Birdsall	Mr. Gere	Mr. Rexford	
Mr. Bronson	Mr. Halsey	Mr. Seward	
Mr. Conklin	Mr. Lansing	Mr. Sherman	
Mr. Cropsey	Mr. Lynde	Mr. Tracy	
Mr. Deitz	Mr. Macdonald	Mr. Westcott	
Mr. Dodge	Mr. Mather		26

The bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Salina bank," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. Quackenboss	
Mr. Birdsall	Mr. Gere	Mr. Rexford	
Mr. Bronson	Mr. Halsey	Mr. Seward	
Mr. Conklin	Mr. Macdonald	Mr. Sherman	
Mr. Cropsey	Mr. Mather	Mr. Tracy	
Mr. Deitz	Mr. Maynard	Mr. Westcott	
Mr. Fisk			22

FOR THE NEGATIVE.

Mr. Allen	Mr. Edmonds	Mr. McLean	
Mr. Dodge	Mr. Lynde	Mr. Tallmadge	6

The bill from the Assembly, entitled "An act to provide for a permanent district school in Syracuse," with the engrossed amendments, was read the third time and passed.

Ordered, That the clerk deliver said bills to the Assembly, and inform them that the Senate have passed the same severally with the amendments therewith delivered.

The bill from the Assembly, entitled "An act in relation to the recording of mortgages belonging to the trustees of Franklin academy, in the county of Franklin," was read the third time and passed.

The bill from the Assembly, entitled "An act to authorise Benjamin D. St. Croix and others, to change their names," was read the third time and passed.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Macdonald	
Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Beardsley	Mr. Foster	Mr. Quackenboss	
Mr. Birdsall	Mr. Gere	Mr. Sherman	
Mr. Conklin	Mr. Halsey	Mr. Tallmadge	
Mr. Cropsey	Mr. Lynde	Mr. Westcott	
Mr. Deitz			19

FOR THE NEGATIVE.

Mr. Bronson	Mr. Mather	Mr. Seward	
Mr. Dodge	Mr. McDowell	Mr. Tracy	
Mr. Fuller	Mr. Rexford		8

The bill from the Assembly, entitled "An act relating to the sale of lands belonging to the Mount-Hope and Lumberland turnpike road company," was read the third time and passed.

The bill from the Assembly, entitled "An act altering the name of Thomas J. Crow," was read the third time and passed.

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The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Deitz	Mr. Maynard	
Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Beardsley	Mr. Gere	Mr. Quackenboss	
Mr. Birdsall	Mr. Halsey	Mr. Sherman	
Mr. Conklin	Mr. Lynde	Mr. Tallmadge	
Mr. Cropsey	Mr. Macdonald	Mr. Westcott	18

FOR THE NEGATIVE.

Mr. Bronson	Mr. Fuller	Mr. Rexford	
Mr. Dodge	Mr. Mather	Mr. Seward	
Mr. Edmonds	Mr. McDowell	Mr. Tracy	
Mr. Foster			10

Ordered, That the clerk deliver the said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

The bill entitled "An act to incorporate the American fire insurance company of the city of New-York," was received from the Assembly, with a message that they had concurred in all the amendments of the Senate to the same, except striking out the 8th section, in which they non-concur.

Thereupon,

Resolved, That the Senate recede from their amendment to the said bill not concurred in by the Assembly: two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. McLean	
Mr. Beardsley	Mr. Gere	Mr. Quackenboss	
Mr. Conklin	Mr. Halsey	Mr. Rexford	
Mr. Cropsey	Mr. Lynde	Mr. Seward	
Mr. Deitz	Mr. Macdonald	Mr. Sherman	
Mr. Dodge	Mr. Mather	Mr. Tallmadge	
Mr. Edmonds	Mr. Maynard	Mr. Tracy	
Mr. Fisk	Mr. McDowell	Mr. Westcott	
Mr. Foster			25

Ordered, That the clerk deliver a copy of said resolution to the Assembly.

A bill was received from the Assembly for concurrence, entitled "An act for the prevention of fraud in the sale of oils;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on manufactures.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act relating to the time of electing repre-

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sentatives in the 23d Congress of the United States;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Westcott, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act providing for the distribution of the electoral law;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Westcott, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

Then the Senate adjourned until half-past 3 o'clock, this afternoon.

HALF-PAST 3 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

Ordered, That the bill entitled "An act to incorporate the Palladium insurance company of the city of New-York," be recommitted to a committee of the whole.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Palladium insurance company of the city of New-York;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to amend an act incorporating the Firemen's insurance company of the city of Albany;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the New-York Bowery fire insurance company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act to authorize Hazard Lewis and Virgil Whitney to maintain a dam in the Susquehannah river;" and after some time spent thereon, Mr. President resumed the chair, and

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Mr. Mather, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to authorise John R. Drake and James Pumpelly to erect and maintain a dam in the Susquehannah river;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Mather, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act authorising Gilbert Smith to erect a dam in the Susquehannah river;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Mather, from the said committee, reported that they had rejected the first section of said bill; which was agreed to by the Senate.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of Erastus Willard;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Deitz, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to extend for a limited period the charter of the Allegany coal company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act for the relief of the Stockbridge Indians;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Sherman, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

Then the Senate adjourned until 7 o'clock.

7 O'CLOCK.

The Senate met pursuant to adjournment.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the Nichols and Tioga bridge company in the county of Tioga;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Dodge, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

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The Senate then resolved itself into a committee of the whole, on the bill entitled "An act directing the appropriation of certain funds to the establishment of an academy in the county of Richmond;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Birdsall, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to incorporate the New-York State agricultural society;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Armstrong, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act authorising towns to raise highway taxes in money;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Allen, from the said committee, reported progress, and asked for leave to sit again.

Ordered, That the committed be denied leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the preservation of Salmon trout in the waters therein mentioned;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Fisk, from the said committee, reported the same without amendment.

Mr. President put the question on agreeing to the said report, and it was decided in the affirmative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Edmonds	Mr. Macdonald	
Mr. Beardsley	Mr. Fisk	Mr. Maynard	
Mr. Birdsall	Mr. Foster	Mr. McDowell	
Mr. Cropsey	Mr. Gere	Mr. Westcott	12

FOR THE NEGATIVE.

Mr. Allen	Mr. Fuller	Mr. Seward	
Mr. Deitz	Mr. Halsey	Mr. Tallmadge	
Mr. Dodge	Mr. Mather	Mr. Tracy	9

The said bill was ordered to a third reading.

Then the Senate adjourned until 10 o'clock to-morrow morning.

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TUESDAY, 10 *O'CLOCK*, *A. M.—APRIL* 17, 1832.

The Senate met pursuant to adjournment.

A memorial was received from the Hon. Edward P. Livingston, vice-president of the New-York State agricultural society, in relation to the said society; which was read, and laid on the table.

Mr. Allen, from the committee on banks and insurance companies, reported against the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Troy bank;" which was committed to a committee of the whole.

Mr. Quackenboss, from the committee on manufactures, reported without amendment, the bill from the Assembly, entitled "An act for the prevention of fraud in the sale of oils;" which was committed to a committee of the whole.

Mr. Tracy, from a select committee, reported with an amendment, the bill from the Assembly, entitled "An act to incorporate the city of Buffalo;" which report was agreed to by the Senate, the amendment ordered to be engrossed, and the bill to a third reading.

Mr. Sherman, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the Society of mechanics and manufacturers of the county of Kings;" which was agreed to by the Senate, and the bill ordered to a third reading.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act further to amend an act entitled "An act to reduce the laws concerning the village of Johnstown, into one law."

Also the bill entitled "An act relating to the Capitol, and the grounds connected therewith, belonging to the people of this State."

Also the bill entitled "An act to renew the charter of the Stephentown and Nassau turnpike company."

Also the bill entitled "An act regulating the measuring of grain in the city of New-York."

E. T. THROOP.

Albany, *April* 14, 1832.

A bill was received from the Assembly for concurrence, entitled "An act to authorise the assessment and collection of certain monies within school district No. 11, in the town of Farmington;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on literature.

A bill was received from the Assembly for concurrence, entitled "An act relative to roads and bridges in the town of Milton, in the county of Saratoga;" which was read the first time, and by unani-

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mous consent, was also read a second time, and referred to the committee on roads and bridges.

A bill was received from the Assembly for concurrence, entitled "An act authorising the appointment of a supreme court commissioner, to reside in Ellicottville, in the county of Cattaraugus;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the judiciary.

A bill was received from the Assembly for concurrence, entitled "An act concerning the Brooklyn savings bank;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on banks and insurance companies.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Eastern Dispensary of the city of New-York;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act for the relief of the trustees of the town of Rotterdam, in the county of Schenectady:"

"An act concerning elections in the town of Stuyvesant, in the county of Columbia:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to a select committee, consisting of the members attending the Senate from the third senate district.

Four bills were returned by the Assembly, with a message that they had passed the same severally without amendment, of the following titles, to wit:

"An act to continue the act entitled 'An act to enable resident aliens to hold and convey real estate:'"

"An act to divide the town of Mina, in the county of Chautauque:"

"An act to change the name of Frederick Charles Bruce, and others therein named:"

"An act to incorporate the Watertown and Rome rail-road company:"

Which were delivered to his excellency the Governor by the clerk.

A copy of a resolution was received from the Assembly, informing, that they had concurred in the resolutions of the Senate in relation to the American Colonization society.

A copy of a resolution was received from the Assembly, informing, that they had concurred in the amendments of the Senate to their resolution for the adjournment of the Legislature.

Resolved, That the Senate concur in the resolution of the Assembly, directing the clerks to furnish certain engravings for the Senate and Assembly chambers.

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Ordered, That the clerk deliver a copy of said resolution to the Assembly.

The Senate concurred in the resolution of the Assembly, providing for the distribution of the documents and journals of the two houses of the Legislature, to certain libraries, &c. with the following amendment:

Resolved, That after the present session, fifty copies of the documents and reports, in addition to the number now required, shall be printed; twenty of which shall be delivered to the clerks of the Senate and Assembly, for the use of their respective houses, and the remainder shall be delivered to the Secretary of State, who shall furnish annually to the trustees of the New-York Society Library, the New-York Law Institute, and to each incorporated Atheneum of this State, a copy of the same, together with a copy of the Journal of each House.

Mr. Foster, from the committee on enrolled bills, reported eleven bills as correctly engrossed, of the following titles, to wit:

"An act authorising Virgil Whitney and Hazard Lewis to maintain a dam across the Susquehannah river:"

"An act authorising John R. Drake and James Pumpelly to erect and maintain a dam in the Susquehannah river:"

"An act for the relief of the Stockbridge Indians:"

"An act to incorporate the New-York State agricultural society:"

"An act to extend for a limited period the charter of the Allegany coal company:"

"An act directing the appropriation of certain funds to the establishment of an academy in the county of Richmond:"

"An act altering the time of electing representatives in the 23d Congress of the United States:"

"An act for the relief of Erastus Willard:"

"An act for the relief of Daniel Clarke:"

"An act to authorise the superintendent of the Onondaga salt springs, to lease lots, and for other purposes:"

"An act providing for the distribution of the electoral law."

Thereupon,

The said engrossed bill, entitled "An act authorising Virgil Whitney and Hazard Lewis to maintain a dam across the Susquehannah river," was read the third time and passed.

The said engrossed bill, entitled "An act authorising John R. Drake and James Pumpelly to erect and maintain a dam in the Susquehannah river," was read the third time and passed.

The said engrossed bill, entitled "An act for the relief of the Stockbridge Indians," was read the third time and passed.

The said engrossed bill, entitled "An act to incorporate the New-York State agricultural society," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. McDowell	
Mr. Armstrong	Mr. Fuller	Mr. McLean	
Mr. Beardsley	Mr. Gere	Mr. Quackenboss	
Mr. Birdsall	Mr. Halsey	Mr. Rexford	
Mr. Bronson	Mr. Lansing	Mr. Seward	
Mr. Conklin	Mr. Lynde	Mr. Sherman	
Mr. Cropsey	Mr. Macdonald	Mr. Tallmadge	
Mr. Deitz	Mr. Mather	Mr. Tracy	
Mr. Fisk	Mr. Maynard	Mr. Westcott	27

The said engrossed bill, entitled "An act to extend for a limited period the charter of the Allegany coal company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard	
Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. McLean	
Mr. Birdsall	Mr. Gere	Mr. Quackenboss	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Conklin	Mr. Lansing	Mr. Seward	
Mr. Cropsey	Mr. Lynde	Mr. Tallmadge	
Mr. Deitz	Mr. Macdonald	Mr. Westcott	
Mr. Edmonds	Mr. Mather		26

FOR THE NEGATIVE.

Mr. Sherman	1

The said engrossed bill, entitled "An act for the relief of Daniel Clarke," was read the third time and passed.

The said engrossed bill, entitled "An act directing the appropriation of certain funds to the establishment of an academy in the county of Richmond," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard	
Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. Quackenboss	
Mr. Birdsall	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Seward	
Mr. Cropsey	Mr. Lansing	Mr. Sherman	
Mr. Deitz	Mr. Macdonald	Mr. Tallmadge	
Mr. Edmonds			22

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FOR THE NEGATIVE.

Mr. Lynde	Mr. Tracy	Mr. Westcott	
Mr. Mather			4

The said engrossed bill, entitled "An act altering the time of electing representatives in the 23d Congress of the United States," was read the third time and passed.

The said engrossed bill, entitled "An act providing for the distribution of the electoral law," was read the third time and passed.

The said engrossed bill, entitled "An act to authorise the superintendent of the Onondaga salt springs to lease lots, and for other purposes," was read the third time and passed.

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act for the preservation of Salmon trout in the waters therein mentioned," was read the third time.

Mr. President put the question on the final passage of said bill, and it was decided in the affirmative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Edmonds	Mr. Maynard	
Mr. Beardsley	Mr. Foster	Mr. McLean	
Mr. Birdsall	Mr. Gere	Mr. Quackenboss	
Mr. Bronson	Mr. Lansing	Mr. Rexford	
Mr. Cropsey	Mr. Lynde	Mr. Sherman	15

FOR THE NEGATIVE.

Mr. Allen	Mr. Mather	Mr. Tracy	
Mr. Deitz	Mr. Seward	Mr. Westcott	
Mr. Fuller			7

Ordered, That the clerk return said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The bill from the Assembly, entitled "An act to amend the act incorporating the Firemen's insurance company of the city of Albany," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. McLean
Mr. Armstrong	Mr. Fuller	Mr. Quackenboss
Mr. Beardsley	Mr. Gere	Mr. Rexford

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Mr. Birdsall	Mr. Lansing	Mr. Seward
Mr. Cropsey	Mr. Lynde	Mr. Sherman
Mr. Deitz	Mr. Mather	Mr. Tracy
Mr. Edmonds	Mr. Maynard	Mr. Westcott
Mr. Fisk		22

The bill from the Assembly, entitled "An act to incorporate the Palladium insurance company of the city of New-York," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. McDowell
Mr. Armstrong	Mr. Fuller	Mr. McLean
Mr. Beardsley	Mr. Gere	Mr. Quackenboss
Mr. Birdsall	Mr. Lansing	Mr. Rexford
Mr. Bronson	Mr. Lynde	Mr. Seward
Mr. Conklin	Mr. Macdonald	Mr. Sherman
Mr. Cropsey	Mr. Mather	Mr. Tallmadge
Mr. Deitz	Mr. Maynard	23

FOR THE NEGATIVE.

Mr. Edmonds	Mr. Tracy	Mr. Westcott
Mr. Halsey		4

The bill from the Assembly, entitled "An act to incorporate the New-York Commercial insurance company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. McDowell
Mr. Armstrong	Mr. Foster	Mr. McLean
Mr. Beardsley	Mr. Fuller	Mr. Quackenboss
Mr. Birdsall	Mr. Gere	Mr. Rexford
Mr. Bronson	Mr. Lansing	Mr. Seward
Mr. Conklin	Mr. Lynde	Mr. Sherman
Mr. Cropsey	Mr. Macdonald	Mr. Tallmadge
Mr. Deitz	Mr. Mather	Mr. Tracy
Mr. Edmonds	Mr. Maynard	Mr. Westcott

FOR THE NEGATIVE.

Mr. Halsey 1

Ordered, That the clerk deliver said bills to the Assembly, and inform them that the Senate have passed the same severally with the amendments therewith delivered.

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The bill from the Assembly, entitled "An act to incorporate the New-York Bowery fire insurance company," was read the third time and lost; two-thirds of all the members elected to the Senate not voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Mather	
Mr. Beardsley	Mr. Foster	Mr. McDowell	
Mr. Birdsall	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Quackenboss	
Mr. Conklin	Mr. Lansing	Mr. Rexford	
Mr. Cropsey	Mr. Lynde	Mr. Seward	
Mr. Deitz	Mr. Macdonald	Mr. Sherman	21

FOR THE NEGATIVE.

Mr. Armstrong	Mr. Maynard	Mr. Tracy	
Mr. Edmonds	Mr. Tallmadge	Mr. Westcott	
Mr. Halsey			7

Resolved, That the said bill be rejected.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

The engrossed bill entitled "An act for the relief of Erastus Willard," was read the third time and lost; two-thirds of all the members elected to the Senate not voting in favor thereof, as follows, to wit:

FOR THE NEGATIVE.

Mr. Allen	Mr. Cropsey	Mr. Macdonald	
Mr. Armstrong	Mr. Edmonds	Mr. Rexford	
Mr. Beardsley	Mr. Fisk	Mr. Seward	
Mr. Birdsall	Mr. Gere	Mr. Tracy	
Mr. Bronson	Mr. Lynde	Mr. Westcott	
Mr. Conklin			16

FOR THE AFFIRMATIVE.

Mr. Deitz	Mr. Lansing	Mr. McLean	
Mr. Foster	Mr. Mather	Mr. Quackenboss	
Mr. Fuller	Mr. Maynard	Mr. Sherman	9

Resolved, That said bill be rejected.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act for the more effectual improvement of roads and bridges;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Tracy, from the said committee, reported the same with an amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

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Ordered, That the bill entitled "An act amending an act to incorporate the Northern missionary society," be recommitted to a committee of the whole.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to consolidate and amend the charter of the village of Herkimer;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Westcott, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the village of Geddes;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Westcott, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the village of Skeneateles, in the county of Onondaga;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Westcott, from the said committee, reported progress, and asked for and obtained leave to sit again.

After the consideration of executive business, the Senate adjourned until half-past 3 o'clock, P. M.

HALF-PAST 3 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the village of Skeneateles, in the county of Onondaga;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Westcott, from the said committee, reported that the committee had stricken out the first section thereof; which was agreed to by the Senate.

Thereupon,

Resolved, That said bill be rejected.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the village of Geddes;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Westcott, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to amend the act

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entitled 'An act to incorporate the village of Fredonia,' passed May 2d, 1829;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, the bill from the Assembly, entitled "An act to amend an act to incorporate the village of Hamilton, in the county of Madison, passed April 12, 1816;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Hamilton water association;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to divide the town of Chenango, in the county of Broome;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Rexford, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act authorising Charles Cady to change his name;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Conklin, from the said committee, reported that they had rejected the same; which was agreed to by the Senate.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act regulating the allowance of certioraris by justices of the peace:" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act in relation to the superintendents of the poor in the several counties of this State;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Macdonald, from the said committee, reported the same with an amendment.

Mr. Fuller made a motion to amend said report, by striking out the fourth section thereof; which was read in the words following, to wit:

"§ 4. In the several counties of this state where the superintendents of the poor are by law required to be appointed by the board of supervisors, the superintendents of the several counties, after the

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passage of this act, shall be appointed by the board of supervisors and the judges of the court of common pleas of the respective counties, in the same manner and at the same time as commissioners of deeds are required to be appointed by the twenty-ninth section of title four of chapter five of the first part of the Revised Statutes, any law or statute of this state to the contrary notwithstanding; and all acts or parts of acts inconsistent with this provision, are hereby repealed."

Mr. President put the question on agreeing to the said motion, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Allen	Mr. Edmonds	Mr. Macdonald	
Mr. Beardsley	Mr. Fisk	Mr. McDowell	
Mr. Bronson	Mr. Foster	Mr. McLean	
Mr. Conklin	Mr. Halsey	Mr. Tallmadge	
Mr. Cropsey	Mr. Lansing	Mr. Westcott	
Mr. Deitz			16

FOR THE AFFIRMATIVE.

Mr. Birdsall	Mr. Mather	Mr. Sherman	
Mr. Fuller	Mr. Maynard	Mr. Tracy	
Mr. Lynde	Mr. Rexford		8

The report was then agreed to, and the amendments ordered to be engrossed, and the bill to a third reading.

Then the Senate adjourned until 7 o'clock.

7 O'CLOCK.

The Senate met pursuant to adjournment.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to authorise the supervisors of Oneida county to defray the expenses incurred under the provisions of the Revised Statutes, relating to habitual drunkards;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McLean, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act authorising the removal of certain records from the county clerk's office in Ulster county, to the clerk's office in Sullivan county;" and after some

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time spent thereon, Mr. President resumed the chair, and Mr. Allen, from the said committee, reported the same with amendments, and an alteration of the title; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act authorising Jared Ketcham to erect a dam in the Canisteo river;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lynde, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Mechanics' Universal benevolent society;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Halsey, from the said committee, reported that they had rejected the same.

Ordered, That said report be laid on the table.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to authorise the Warwick and Minisink turnpike road company, to abandon a part of their road;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Cropsey, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act authorising the board of supervisors of the county of Clinton, to raise money for the improvement of roads and bridges in the town of Saranac, in said county;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Deitz, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to extend the charter of the Middleburgh bridge company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Armstrong, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to authorise the supervisors of the county of Rensselaer, to raise a tax to complete the court-house of said county;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Quackenboss, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to continue in force the charter of the New-York Typographical society;" and after some time spent thereon, Mr. President resumed the chair, and Mr.

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Fisk, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the New-York Saddlers' benevolent society;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Maynard, from the said committee, reported that the committee had rejected said bill; which was agreed to by the Senate.

Thereupon,

Resolved, That the bill be rejected.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act concerning the inspection of beef and pork;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Westcott, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

Then the Senate adjourned until 10 o'clock to-morrow morning.

WEDNESDAY, 10 *O'CLOCK*, *A. M.—APRIL* 18, 1832.

The Senate met pursuant to adjournment.

Mr. Allen, from the committee on banks and insurance companies, reported without amendment, the bill from the Assembly, entitled "An act concerning the Brooklyn savings bank;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Deitz, from a select committee, reported without amendment, two several bills from the Assembly, of the following titles, to wit:

"An act for the relief of the trustees of the town of Rotterdam, in the county of Schenectady:"

"An act concerning elections in the town of Stuyvesant, in the county of Columbia:"

Which were agreed to by the Senate, and the bills ordered to a third reading.

Three bills were returned by the Assembly, with a message that they had passed the same severally without amendment, of the following titles, to wit:

"An act authorising the appointment of a supreme court commissioner to reside in the western part of the county of Onondaga:"

"An act to revive and amend an act, entitled 'An act to incorporate the Bellvale turnpike company,' passed March 9th, 1810:"

"An act to extend and continue in force the incorporation of the Schenectady manufacturing company:"

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Which were delivered to his excellency the Governor by the clerk.

Four several bills were received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended them accordingly, of the following titles, to wit:

"An act to incorporate the Lake Champlain and Ogdensburgh rail-road company:"

"An act to incorporate the president, directors and company of the Salina bank:"

"An act to provide for a permanent district school in the town of Syracuse:"

"An act to incorporate the Little-Falls manufacturing company:"

The said amended bills having been examined,

Ordered, That the clerk return them to the Assembly.

Three bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to amend an act for extinguishing fires in the village of Flushing, in Queens county, passed March 24th, 1809:"

"An act to authorise Edmund Frost and others to build a draw-bridge over the Bushwick creek:"

"An act to authorise the appointment of inspectors of pressed hay in the city of New-York:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to incorporate the president, directors and company of the Chemung Canal bank:"

"An act to incorporate the president, directors and company of the Essex county bank:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on banks and insurance companies.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Otsego rail-road company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on rail-roads.

A bill was received from the Assembly for concurrence, entitled "An act authorising the board of supervisors of the county of Franklin, to raise money to build a bridge in the town of Chateaugay, in said county;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the fourth senate district.

A bill was received from the Assembly for concurrence, entitled "An act to divide the town of China, in the county of Genesee;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the division of counties and towns.

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A bill was received from the Assembly for concurrence, entitled "An act to authorise the board of supervisors of the county of Columbia, to raise certain monies in the town of Kinderhook, and for other purposes;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the third senate district.

A bill was received from the Assembly for concurrence, entitled "An act to enable James Woodcock, of the town of Cairo, in the county of Greene, to change his name;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the judiciary.

A bill was received from the Assembly for concurrence, entitled "An act to authorise Harvey H. May to erect a dam across the Genesee river in the town of Amity, in the county of Allegany;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the eighth senate district.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the city of Rochester;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the incorporation of cities and villages.

The bill entitled "An act to amend the charter of the Jackson marine insurance company of the city of New-York," was returned by the Assembly, with a message that they had passed the same, with the amendment therewith delivered.

The said amendment having been read,

Resolved, That the Senate do not concur in the amendment of the Assembly to said bill: two-thirds of all the members elected to the Senate not voting in favor thereof, as follows, to wit:

FOR THE NEGATIVE.

Mr. Allen	Mr. Edmonds	Mr. Macdonald	
Mr. Armstrong	Mr. Fisk	Mr. McDowell	
Mr. Beardsley	Mr. Foster	Mr. McLean	
Mr. Birdsall	Mr. Fuller	Mr. Rexford	
Mr. Conklin	Mr. Gere	Mr. Sherman	
Mr. Cropsey	Mr. Halsey	Mr. Tallmadge	
Mr. Deitz	Mr. Hubbard	Mr. Tracy	
Mr. Dodge	Mr. Lynde	Mr. Westcott	24

FOR THE AFFIRMATIVE.

Mr. Mather 1

Thereupon,

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

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Ordered, That the committee of the whole be discharged from the further consideration of the bills from the Assembly, of the following titles, to wit:

"An act amending the act to incorporate the Northern missionary society:"

"An act for the prevention of fraud in the sale of oil:"

And that said several bills be ordered to a third reading.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act to divide the town of Mina, in the county of Chautauque."

Also the bill entitled "An act to continue the act entitled 'An act to enable resident aliens to hold and convey real estate.'"

Also the bill entitled "An act to change the name of Frederick Charles Bruce, and others therein named."

Also the bill entitled "An act to incorporate the Watertown and Rome rail-road company."

E. T. THROOP.

Albany, April 17, 1832.

Mr. Mather, from the committee on enrolled bills, reported six bills as correctly engrossed, of the following titles, to wit:

"An act for the more effectual improvement of roads and bridges:"

"An act concerning the inspection of beef and pork:"

"An act to authorise the supervisors of Oneida county to defray the expenses incurred under the provisions of the Revised Statutes, relating to habitual drunkards:"

"An act to incorporate the Nichols and Tioga bridge company in the county of Tioga:"

"An act to authorise the Warwick and Minisink turnpike road company to abandon a part of their road:"

"An act regulating the allowance of certioraris by justices of the peace."

Thereupon,

The said engrossed bill, entitled "An act for the more effectual improvement of roads and bridges," was read the third time and passed.

The said engrossed bill, entitled "An act concerning the inspection of beef and pork," was read the third time and passed.

The said engrossed bill, entitled "An act to authorise the supervisors of Oneida county to defray the expenses incurred under the provisions of the Revised Statutes, relating to habitual drunkards," was read the third time and passed.

The said engrossed bill, entitled "An act to authorise the Warwick and Minisink turnpike road company to abandon a part of their road," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Maynard	
Mr. Armstrong	Mr. Fisk	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Quackenboss	
Mr. Cary	Mr. Halsey	Mr. Rexford	
Mr. Conklin	Mr. Lansing	Mr. Seward	
Mr. Cropsey	Mr. Macdonald	Mr. Sherman	
Mr. Deitz	Mr. Mather	Mr. Westcott	24

FOR THE NEGATIVE.

Mr. Tracy 1

The said engrossed bill, entitled "An act regulating the allowance of certioraris by justices of the peace," was read the third time and passed.

The said engrossed bill, entitled "An act to incorporate the Nichols and Tioga bridge company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard	
Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Quackenboss	
Mr. Cary	Mr. Halsey	Mr. Rexford	
Mr. Conklin	Mr. Lansing	Mr. Seward	
Mr. Cropsey	Mr. Lynde	Mr. Sherman	
Mr. Deitz	Mr. Macdonald	Mr. Tallmadge	
Mr. Edmonds	Mr. Mather	Mr. Westcott	27

FOR THE NEGATIVE.

Mr. Tracy 1

Ordered, That the clerk deliver said bills to the Assembly, and request their concurrence to the same.

The bill from the Assembly, entitled "An act to incorporate the West-Point and Cornwall turnpike company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Mather
Mr. Armstrong	Mr. Fisk	Mr. McDowell
Mr. Beardsley	Mr. Foster	Mr. McLean
Mr. Birdsall	Mr. Fuller	Mr. Quackenboss

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Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Cary	Mr. Halsey	Mr. Sherman	
Mr. Conklin	Mr. Hubbard	Mr. Tallmadge	
Mr. Cropsey	Mr. Lansing	Mr. Tracy	
Mr. Deitz	Mr. Lynde	Mr. Westcott	
Mr. Dodge	Mr. Macdonald		29

The bill from the Assembly, entitled "An act to amend the act entitled 'An act to incorporate the village of Fredonia,' passed May 2d, 1829," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Macdonald	
Mr. Armstrong	Mr. Fisk	Mr. Mather	
Mr. Beardsley	Mr. Foster	Mr. Maynard	
Mr. Bronson	Mr. Fuller	Mr. Quackenboss	
Mr. Cary	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Lansing	Mr. Tallmadge	
Mr. Deitz	Mr. Lynde	Mr. Westcott	
Mr. Dodge			25

FOR THE NEGATIVE.

Mr. Tracy	1

The bill from the Assembly, entitled "An act concerning the Brooklyn savings bank," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Mather	
Mr. Armstrong	Mr. Foster	Mr. McLean	
Mr. Beardsley	Mr. Fuller	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Seward	
Mr. Cropsey	Mr. Hubbard	Mr. Sherman	
Mr. Deitz	Mr. Lansing	Mr. Tracy	
Mr. Dodge	Mr. Lynde	Mr. Westcott	
Mr. Edmonds	Mr. Macdonald		26

The bill from the Assembly, entitled "An act concerning elections in the town of Stuyvesant, in the county of Columbia," was read the third time and passed.

The bill from the Assembly, entitled "An act to consolidate and amend the charter of the village of Herkimer," was read the third

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time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen,	Mr. Fisk	Mr. Maynard	
Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Quackenboss	
Mr. Cary	Mr. Halsey	Mr. Rexford	
Mr. Conklin	Mr. Hubbard	Mr. Seward	
Mr. Cropsey	Mr. Lansing	Mr. Sherman	
Mr. Deitz	Mr. Lynde	Mr. Tallmadge	
Mr. Dodge	Mr. Macdonald	Mr. Tracy	
Mr. Edmonds	Mr. Mather	Mr. Westcott.	30

The bill from the Assembly, entitled "An act to authorise the supervisors of the county of Rensselaer, to raise a tax to complete the court-house in said county," was read the third time and passed.

The bill from the Assembly, entitled "An act to authorise Jared Ketcham to erect a dam in the Canisteo river," was read the third time and passed.

The bill from the Assembly, entitled "An act to revive and continue in force the charter of the New-York Typographical society," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard
Mr. Armstrong	Mr. Foster	Mr. McDowell
Mr. Beardsley	Mr. Fuller	Mr. McLean
Mr. Bronson	Mr. Gere	Mr. Quackenboss
Mr. Cary	Mr. Halsey	Mr. Rexford.
Mr. Conklin	Mr. Hubbard	Mr. Seward
Mr. Cropsey	Mr. Lansing	Mr. Sherman
Mr. Deitz	Mr. Lynde	Mr. Tallmadge
Mr. Dodge	Mr. Macdonald	Mr. Tracy
Mr. Edmonds	Mr. Mather	Mr. Westcott

Ordered, That the clerk deliver the said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

The bill from the Assembly, entitled "An act to incorporate the city of Buffalo," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Allen	**Mr. Fisk**	**Mr. McDowell**	
Mr. Armstrong	**Mr. Foster**	**Mr. McLean**	
Mr. Beardsley	**Mr. Fuller**	**Mr. Quackenboss**	
Mr. Birdsall	**Mr. Gere**	**Mr. Rexford**	
Mr. Cary	**Mr. Halsey**	**Mr. Seward**	
Mr. Conklin	Mr. Hubbard	Mr. Sherman	
Mr. Cropsey	Mr. Lansing	Mr. Tallmadge	
Mr. Deitz	Mr. Lynde	Mr. Tracy	
Mr. Dodge	Mr. Macdonald	Mr. Westcott	
Mr. Edmonds	Mr. Mather		29

The bill from the Assembly, entitled "An act to incorporate the New-York and Erie rail-road company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. McDowell	
Mr. Armstrong	Mr. Foster	Mr. McLean	
Mr. Beardsley	Mr. Fuller	Mr. Quackenboss	
Mr. Birdsall	Mr. Gere	Mr. Rexford	
Mr. Cary	Mr. Halsey	Mr. Sherman	
Mr. Conklin	Mr. Hubbard	Mr. Tallmadge	
Mr. Cropsey	Mr. Lynde	Mr. Westcott	
Mr. Edmonds	Mr. Macdonald		23

FOR THE NEGATIVE.

Mr. Bronson	Mr. Deitz	Mr. Dodge	3

The bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Leather Manufacturers' bank," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Birdsall	Mr. Foster	Mr. McLean	
Mr. Cary	Mr. Fuller	Mr. Quackenboss	
Mr. Conklin	Mr. Gere	Mr. Rexford	
Mr. Cropsey	Mr. Halsey	Mr. Seward	
Mr. Deitz	Mr. Hubbard	Mr. Sherman	
Mr. Dodge	Mr. Macdonald	Mr. Tallmadge	
Mr. Edmonds	Mr. Mather	Mr. Tracy	
Mr. Fisk	Mr. McDowell	Mr. Westcott	24

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FOR THE NEGATIVE.

Mr. Allen	Mr. Bronson	Mr. Lynde
Mr. Armstrong	Mr. Lansing	Mr. Maynard
Mr. Beardsley		7

The bill from the Assembly, entitled "An act to incorporate the Tonawanta rail-road company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. McDowell
Mr. Beardsley	Mr. Gere	Mr. Quackenboss
Mr. Birdsall	Mr. Hubbard	Mr. Rexford
Mr. Cary	Mr. Lansing	Mr. Seward
Mr. Deitz	Mr. Lynde	Mr. Sherman
Mr. Edmonds	Mr. Mather	Mr. Tallmadge
Mr. Fisk	Mr. Maynard	Mr. Tracy
Mr. Foster		22

FOR THE NEGATIVE.

Mr. Armstrong	Mr. Dodge	Mr. McLean
Mr. Bronson	Mr. Halsey	Mr. Westcott
Mr. Cropsey	Mr. Macdonald	8

Ordered, That the clerk deliver said bills to the Assembly, and inform them that the Senate have passed the same severally with the amendments therewith delivered.

Ordered, That the bill entitled "An act to divide the town of Chenango, in the county of Broome," be recommitted to a committee of the whole.

Mr. Maynard, from the committee on the incorporation of cities and villages, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the city of Rochester;" which was committed to a committee of the whole.

Then the Senate adjourned until half-past 3 o'clock, this afternoon.

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HALF-PAST 3 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The bill from the Assembly, entitled "An act authorising the removal of certain records from the clerk's office in Ulster county, to the clerk's office of the counties of Sullivan, Delaware and Greene," with the engrossed amendments, was read the third time and passed.

The bill from the Assembly, entitled "An act relative to the superintendents of the poor of the several counties of this State," with the engrossed amendments, was read the third time and passed.

The bill from the Assembly, entitled "An act to incorporate the Hamilton water association," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. McDowell	
Mr. Armstrong	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Quackenboss	
Mr. Conklin	Mr. Halsey	Mr. Rexford	
Mr. Cropsey	Mr. Lansing	Mr. Sherman	
Mr. Deitz	Mr. Lynde	Mr. Tallmadge	
Mr. Edmonds	Mr. Mather	Mr. Tracy	
Mr. Fisk	Mr. Maynard	Mr. Westcott	24

The bill from the Assembly, entitled "An act to extend the charter of the Middleburgh bridge company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. McDowell	
Mr. Armstrong	Mr. Fuller	Mr. McLean	
Mr. Beardsley	Mr. Gere	Mr. Quackenboss	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Conklin	Mr. Lansing	Mr. Sherman	
Mr. Cropsey	Mr. Lynde	Mr. Tallmadge	
Mr. Deitz	Mr. Macdonald	Mr. Tracy	
Mr. Edmonds	Mr. Mather	Mr. Westcott	
Mr. Fisk	Mr. Maynard		26

The bill from the Assembly, entitled "An act to amend an act entitled 'An act to incorporate the village of Hamilton, in the county of Madison,' passed April 12th, 1816," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard	
Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Quackenboss	
Mr. Conklin	Mr. Halsey	Mr. Rexford	
Mr. Cropsey	Mr. Lansing	Mr. Sherman	
Mr. Deitz	Mr. Lynde	Mr. Tallmadge	
Mr. Dodge	Mr. Macdonald	Mr. Tracy	
Mr. Edmonds	Mr. Mather	Mr. Westcott	27

The bill from the Assembly, entitled "An act to incorporate the village of Geddes," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard	
Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Tracy	
Mr. Dodge	Mr. Macdonald	Mr. Westcott	
Mr. Edmonds	Mr. Mather		26

The bill from the Assembly, entitled "An act amending the act to incorporate the Northern missionary society," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Mather	
Mr. Armstrong	Mr. Foster	Mr. McLean	
Mr. Beardsley	Mr. Fuller	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Sherman	
Mr. Conklin	Mr. Halsey	Mr. Tallmadge	
Mr. Cropsey	Mr. Lansing	Mr. Tracy	
Mr. Deitz	Mr. Lynde	Mr. Westcott	
Mr. Edmonds	Mr. Macdonald		23

FOR THE NEGATIVE.

Mr. Hubbard	Mr. McDowell	2

Ordered, That the clerk deliver said bills to the Assembly, and inform them that the Senate have passed the same severally with the amendments therewith delivered.

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The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to divide the town of Chenango, in the county of Broome;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Quackenboss, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Redford glass company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Macdonald, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act relative to the court of common pleas of the counties of Saratoga, Washington, Monroe and Orange;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Cropsey, from the said committee, reported progress, and asked for leave to sit again.

Ordered, That the committee be denied leave to sit again.

The Senate then resolved itself into a committee of the whole, the bill from the Assembly, entitled "An act to settle the north boundary of the county of Putnam;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the relief of Peter Augustine;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lynde, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to settle the claims of John C. McLean:" and after some time spent thereon, Mr. President resumed the chair, and Mr. Mather, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

Then the Senate adjourned until 10 o'clock to-morrow morning.

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THURSDAY, 10 *O'CLOCK*, *A. M.—APRIL* 19, 1832.

The Senate met pursuant to adjournment.

Mr. Westcott, from the committee on roads and bridges, reported with an amendment, the bill from the Assembly, entitled "An act in relation to roads and bridges in the town of Milton, in the county of Saratoga;" which was committed to a committee of the whole.

Mr. Beardsley, from the committee on the judiciary, reported without amendment, the bill from the Assembly, entitled "An act to enable James Woodcock, of the town of Cairo, in the county of Greene, to change his name;" which report was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Mather, from the committee on literature, reported without amendment, the bill from the Assembly, entitled "An act to authorise the assessment and collection of certain monies within school district number eleven in the town of Farmington;" which was committed to a committee of the whole.

Mr. McLean, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act authorising the board of supervisors of the county of Franklin to raise money to build a bridge in the town of Chateaugay, in said county;" which report was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Allen, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to authorise the appointment of inspector of pressed hay in the city of New-York;" which was committed to a committee of the whole.

Mr. Allen, from a select committee, reported without amendment, two several bills from the Assembly, of the following titles, to wit:

"An act to authorise Edmund Frost and others to build a draw-bridge over the Bushwick creek:"

"An act to amend an act for extinguishing fires in the village of Flushing, in Queens county, passed March 24th, 1809:"

Which were agreed to by the Senate, and the bills ordered to a third reading.

Mr. Fuller, from a select committee, reported without amendment the bill from the Assembly, entitled "An act to authorise Harvey H. May to erect a dam across the Genesee river in the town of Amity, in the county of Allegany;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Deitz, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to authorise the board of supervisors of the county of Columbia, to raise certain monies in the town of Kinderhook, and for other purposes;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. McDowell, from the committee on the division of counties and towns, reported without amendment, the bill from the Assembly, entitled "An act to divide the town of China, in the county of

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Genesee ;" which was agreed to by the Senate, and the bill ordered to a third reading.

Six several bills were received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended them accordingly, of the following titles, to wit:

"An act to incorporate the American fire insurance company of the city of New-York :"

"An act to incorporate the Palladium insurance company of the city of New-York :"

"An act to amend the act incorporating the Firemen's insurance company of the city of Albany :"

"An act to incorporate the village of Geddes :"

"An act to extend the charter of the Middleburgh bridge company :"

"An act to incorporate the city of Buffalo :"

The said amended bills having been examined,

Ordered, That the clerk return them to the Assembly.

The bill entitled "An act for the relief of the personal representatives of John Thurman, deceased," was returned by the Assembly, with a message that they had passed the same without amendment; which was presented to his excellency the Governor by the clerk.

A copy of a resolution was received from the Assembly, informing, that they had concurred in the amendment of the Senate to the resolution providing for the distribution of the journal and documents of the Legislature, with an amendment thereto.

Resolved, That the Senate do concur with the Assembly in their said amendment.

Ordered, That the clerk deliver a copy of said resolution of concurrence to the Assembly.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to incorporate the president, directors and company of the Sacket's-Harbor bank :"

"An act to incorporate the president, directors and company of the Ulster and Dutchess bank :"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on banks and insurance companies.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to amend the provisions of the Revised Statutes, entitled 'Of the removal of causes to the court of common pleas by certiorari :'"

"An act relative to certain courts in the city of New-York therein mentioned :"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on the judiciary.

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Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to divide the town of Conewango, in the county of Cattaraugus:"

"An act to divide the town of Bethlehem, in the county of Albany:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on the division of counties and towns.

A bill was received from the Assembly for concurrence, entitled "An act for the relief of Isaac Webb and Nicholas Masters;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on claims.

A bill was received from the Assembly for concurrence, entitled "An act to amend the charter of the College of Pharmacy in the city of New-York;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

Mr. Foster gave notice that he would, hereafter, ask leave to introduce a bill to incorporate the Rome aqueduct company.

Thereupon,

Mr. Foster brought in said bill, entitled "An act to incorporate the Aqueduct company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the fifth senate district.

Ordered, That the committee on canals be discharged from the further consideration of the petitions of Henry Thalhimer, for damages in the construction of the Champlain canal, and that the said petitioner have leave to withdraw his petition.

Ordered, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to incorporate the city of Rochester," and that the same be referred to a select committee, consisting of Mr. Fuller, Mr. Edmonds and Mr. Maynard, to report complete.

Resolved, That Orson Smith have leave to withdraw his petition and papers.

Mr. Mather, from the committee on enrolled bills, reported two bills as correctly engrossed, of the following titles, to wit:

"An act to settle the claims of John C. McLean:"

"An act to divide the town of Chenango, in the county of Broome."

Thereupon,

The said engrossed bill, entitled "An act to divide the town of Chenango, in the county of Broome," was read the third time and passed.

The said engrossed bill, entitled "An act to settle the claims of John C. McLean," was read the third time and passed.

Ordered, That the clerk deliver said bills to the Assembly and request their concurrence to the same.

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The bill from the Assembly, entitled "An act authorising the board of supervisors of the county of Franklin, to raise money to build a bridge in the town of Chateaugay, in said county," was read the third time and passed.

The bill from the Assembly, entitled "An act to authorise Edmund Frost and others to build a draw bridge over the Bushwick creek," was read the third time and passed.

The bill from the Assembly, entitled "An act for the relief of Peter Augustine," was read the third time and passed.

The bill from the Assembly, entitled "An act to amend an act for the extinguishing of fires in the village of Flushing, in Queens county, passed March 4th, 1809," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. McDowell
Mr. Armstrong	Mr. Gere	Mr. McLean
Mr. Beardsley	Mr. Halsey	Mr. Quackenboss
Mr. Bronson	Mr. Hubbard	Mr. Rexford
Mr. Conklin	Mr. Lansing	Mr. Seward
Mr. Cropsey	Mr. Lynde	Mr. Sherman
Mr. Deitz	Mr. Macdonald	Mr. Tracy
Mr. Edmonds	Mr. Mather	Mr. Westcott
Mr. Fisk		

25

The bill from the Assembly, entitled "An act to authorise Harvey H. May to erect a dam across the Genesee river in the town of Amity, in the county of Allegany," was read the third time and passed.

The bill from the Assembly, entitled "An act to authorise the board of supervisors of the county of Columbia, to raise certain monies in the town of Kinderhook, and for other purposes," was read the third time and passed.

The bill from the Assembly, entitled "An act to divide the town of China, in the county of Genesee," was read the third time and passed.

Ordered, That the clerk deliver the said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

The bill from the Assembly, entitled "An act to incorporate the Redford glass company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. McDowell
Mr. Armstrong	Mr. Gere	Mr. McLean
Mr. Beardsley	Mr. Halsey	Mr. Quackenboss
Mr. Bronson	Mr. Hubbard	Mr. Rexford

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Mr. Conklin	Mr. Lansing	Mr. Sherman	
Mr. Cropsey	Mr. Lynde	Mr. Tracy	
Mr. Edmonds	Mr. Macdonald	Mr. Westcott	
Mr. Fisk	Mr. Mather		23

The bill from the Assembly, entitled "An act to survey and settle the north boundary line of the county of Putnam," with the engrossed amendments, was read the third time and passed.

Ordered, That the clerk deliver the said bills to the Assembly, and inform them that the Senate have passed the same severally with the amendments therewith delivered.

The bill from the Assembly, entitled "An act to enable James Woodcock, of the town of Cairo, in the county of Greene, to change his name," was read the third time and lost.

Resolved, That said bill be rejected.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act concerning escheats, and to derive a small revenue therefrom;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to renew the charter of the North American coal company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Fisk, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act regulating suits on bills of exchange and promissory notes;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Westcott, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

Ordered, That said bill be printed.

Mr. Edmonds presented the memorial of Adam Hoops, praying relief in relation to injuries he has sustained under certain contracts for lands purchased of the Holland land company; which was read, and referred to the committee on the judiciary.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to prevent the abatement of suits by or against corporations, in certain cases;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the relief of Mi-

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chael Anthony, and to settle the claims of Joseph Anthony;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to confirm the appraisement of damages on the Saugerties and Woodstock turnpike road;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Armstrong, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the relief of Warren W. Case;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Allen, from the said committee, reported the same without amendment.

Mr. President put the question on agreeing to the said report, and it was decided in the affirmative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Edmonds	Mr. McLean	
Mr. Beardsley	Mr. Gere	Mr. Quackenboss	
Mr. Cropsey	Mr. Halsey	Mr. Sherman	
Mr. Deitz	Mr. Mather		11

FOR THE NEGATIVE.

Mr. Allen	Mr. Fuller	Mr. McDowell	
Mr. Conklin	Mr. Lansing	Mr. Tracy	
Mr. Fisk	Mr. Maynard	Mr. Westcott	9

Thereupon,

The said bill was ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act relative to common schools;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Sherman, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

Then the Senate adjourned until 10 o'clock to-morrow morning.

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FRIDAY, 10 *O'CLOCK*, *A. M.—APRIL* 20, 1832.

The Senate met pursuant to adjournment.

Mr. Bronson, from the committee on finance, to which was referred the bill entitled "An act to reduce and regulate the rate of interest," and also a resolution instructing them to report to the Senate the rates of interest in the United States, and the nations of Europe, as far as practicable, and also the legal penalties for the violation of the statutes fixing and regulating interest in the said states and nations, made a report thereon.

[*See Senate Document No.* 109.]

Ordered, That four times the usual number of copies of said report be printed.

Mr. Edmonds, from the committee on canals, reported against the bill from the Assembly, entitled "An act for the relief of Isaac Allen, Benjamin Morse, Walter Durkee, and others;" which was committed to a committee of the whole.

Mr. Edmonds, from the committee on the judiciary, reported without amendment, the bill from the Assembly, entitled "An act to provide for the classification of justices of the peace in the town of Lyme, in the county of Jefferson;" which was committed to a committee of the whole.

Mr. Conklin, from the committee on the division of counties and towns, reported without amendment, the bill from the Assembly, entitled "An act to divide the town of Bethlehem, in the county of Albany;" which was committed to a committee of the whole.

Ordered, That said bill be made the special order for to-day.

Mr. Armstrong, from the committee on manufactures, reported a bill entitled "An act to incorporate the Poughkeepsie silk company;" which was read the first time, and by unanimous consent, was also read a second time, and ordered to be engrossed for a third reading.

Mr. Allen, from the committee on banks and insurance companies, reported without amendment, two several bills from the Assembly, of the following titles, to wit:

"An act to incorporate the president, directors and company of the Chemung Canal bank:"

"An act to incorporate the president, directors and company of the Essex county bank:"

Which were committed to a committee of the whole.

Mr. Beardsley, from the same committee, reported against the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Ulster and Dutchess bank;" which was committed to a committee of the whole.

Mr. Beardsley, from the committee on the judiciary, reported with amendments, the bill from the Assembly, entitled "An act to confirm the appraisement of damages on the Malden turnpike road;"

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which report was agreed to by the Senate, the amendment ordered to be engrossed, and the bill to a third reading.

Mr. Beardsley, from the same committee, reported without amendment, the bill from the Assembly, entitled "An act to amend the provisions of the Revised Statutes, entitled 'Of the removal of causes to the court of common pleas by certiorari;'" which report was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Westcott, from the committee on roads and bridges, reported against the further petition for a tax to rebuild the bridge at Fowlerville in the county of Livingston; which was agreed to by the Senate.

Mr. Foster, from a select committee, reported a bill entitled "An act to incorporate the Rome aqueduct company;" which was read the first time, and by unanimous consent, was also read a second time, and ordered to be engrossed for a third reading.

Mr. Allen, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the Eastern Dispensary of the city of New-York;" which was committed to a committee of the whole.

Mr. Allen, from a select committee, reported with amendments, the bill from the Assembly, entitled "An act to amend the charter of the college of Pharmacy in the city of New-York;" which was committed to a committee of the whole.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act to extend and continue in force the incorporation of the Schenectady manufacturing company."

Also the bill entitled "An act to revive and amend an act, entitled 'An act to incorporate the Bellvale turnpike company,' passed March 9th, 1810."

Also the bill entitled "An act authorising the appointment of a supreme court commissioner to reside in the western part of the county of Onondaga."

E. T. THROOP.

Albany, April 18, 1832.

Four bills were returned by the Assembly, with a message that they had passed the same severally without amendment, of the following titles, to wit:

"An act to incorporate the Hyde-Park dry dock and manufacturing company:"

"An act to repeal certain provisions of the Revised Statutes, which require the clerks of the supreme court to procure and keep records of transcripts of judgments docketted in the clerks' offices of the circuit and district courts of the United States:"

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"An act to amend the act entitled 'An act to incorporate the Buffalo and Hamburgh turnpike company,' passed January 23d, 1830:"

"An act to incorporate the Poughkeepsie whaling company:"

Which were presented to his excellency the Governor, by the clerk.

The bill entitled "An act to survey and settle the north boundary line of the county of Putnam," was received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended it accordingly.

The said amended bill having been examined,

Ordered, That the clerk return the same to the Assembly.

The bill entitled "An act to incorporate the village of Geneseo," was returned by the Assembly, with a message that they had passed the same with the amendments therewith delivered.

The said amended bill having been examined,

Resolved, That the Senate do concur with the Assembly in their amendments to the said bill: two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. Quackenboss	
Mr. Armstrong	Mr. Gere	Mr. Rexford	
Mr. Bronson	Mr. Halsey	Mr. Seward	
Mr. Conklin	Mr. Hubbard	Mr. Sherman	
Mr. Cropsey	Mr. Lansing	Mr. Tallmadge	
Mr. Edmonds	Mr. Macdonald	Mr. Tracy	
Mr. Fisk	Mr. Mather	Mr. Westcott	
Mr. Foster	Mr. McLean		23

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to incorporate the president, directors and company of the Brewers' bank:"

"An act to incorporate the Northwestern insurance company:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on banks and insurance companies.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to amend an act entitled 'An act to incorporate the Greenbush and Schodack academy:"

"An act to authorise Charles Gardner to change his name:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on literature.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act for the relief of Darius Eggleston:"

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"An act for the relief of William Harris, Daniel Burt and George M. Burt:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on canals.

A bill was received from the Assembly for concurrence, entitled "An act for the relief of David Browne;" which was read the first time, and by unanimous consent, was also read a second time, and ordered to a third reading.

Three bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to amend an act entitled 'An act appointing commissioners to lay out and establish a road from the village of Rochester, in Monroe county, to Lockport, in the county of Niagara,' passed April 2, 1827:"

"An act to appoint commissioners to lay out a road from Geneseo, Livingston county, to Canandaigua, in Ontario county:"

"An act declaring thirty miles of the east end of the Lake Erie turnpike road, a public highway:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on roads and bridges.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to divide the town of Middlesex, in the county of Yates:"

"An act to annex a part of the town of Wales to the town of Alden, in the county of Erie:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on the division of counties and towns.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to change the place of payment of the Indian annuities to the St. Regis and Caughnawaga tribes of Indians, and for other purposes:"

"An act for the relief of the Cayuga nation of Indians:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on Indian affairs.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act for the relief of the widow and children of Jean Pierre Blanc, deceased:"

"An act to change the name of Asa H. Perry:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on the judiciary.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act declaring a part of Ox creek a public highway:"

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"An act authorising the inhabitants of Oneida Castleton to erect certain buildings on the public square:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to a select committee, consisting of the members attending the Senate from the fifth senate district.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Fish-House and Amsterdam rail-road company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on rail-roads.

A bill was received from the Assembly for concurrence, entitled "An act relating to the second school district in the city of Albany;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the third senate district.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Dashville Falls manufacturing company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on manufactures.

A bill was received from the Assembly for concurrence, entitled "An act for the relief of Samuel Barnum and Hezekiah Howell;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on claims.

On motion of Mr. Edmonds,

Resolved, That the committee on the judiciary be discharged from the further consideration of the engrossed bill from the Assembly, entitled "An act relative to the election of justices of the peace," and that the same be referred to the Attorney-General, for him to report thereon at the next session of the Legislature.

Ordered, That the select committee to whom was referred the bill entitled "An act to incorporate the city of Rochester," be discharged from the further consideration thereof, and the same be recommitted to a committee of the whole, and made the special order for to-day.

Ordered, That the memorial of Adam Hoops, and the accompanying documents, be printed.

[*See Senate Document No.* 110.]

Mr. Mather, from the committee on enrolled bills, reported five bills as correctly engrossed, of the following titles, to wit:

"An act regulating suits on bills of exchange and promissory notes:"

"An act concerning escheats, and to derive a revenue therefrom:"

"An act to incorporate the Hudson river and Owego rail-road company:"

"An act relating to common schools:"

"An act to prevent the abatement of suits by or against corporations, in certain cases."

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Thereupon,

The said engrossed bill, entitled "An act regulating suits on bills of exchange and promissory notes," was read the third time and passed.

The said engrossed bill, entitled "An act concerning escheats, and to derive a revenue therefrom," was read the third time and passed.

The said engrossed bill, entitled "An act relating to common schools," was read the third time and passed.

The said engrossed bill, entitled "An act to prevent the abatement of suits by or against corporations, in certain cases," was read the third time and passed.

The said engrossed bill, entitled "An act to incorporate the Hudson river and Owego rail-road company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Foster	Mr. Quackenboss	
Mr. Beardsley	Mr. Fuller	Mr. Rexford	
Mr. Bronson	Mr. Gere	Mr. Seward	
Mr. Conklin	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Lansing	Mr. Tallmadge	
Mr. Deitz	Mr. Macdonald	Mr. Tracy	
Mr. Edmonds	Mr. Mather	Mr. Westcott	
Mr. Fisk	Mr. McLean		23

FOR THE NEGATIVE.

Mr. Allen	Mr. Cary	Mr. Hubbard	3

Ordered, That the clerk deliver said bills to the Assembly and request their concurrence to the same.

The bill from the Assembly, entitled "An act to renew the charter of the North-American coal company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard	
Mr. Armstrong	Mr. Foster	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Quackenboss	
Mr. Cary	Mr. Hubbard	Mr. Seward	
Mr. Conklin	Mr. Lansing	Mr. Tallmadge	
Mr. Cropsey	Mr. Macdonald	Mr. Tracy	
Mr. Deitz	Mr. Mather	Mr. Westcott	
Mr. Edmonds			25

FOR THE NEGATIVE.

Mr. Halsey	Mr. Rexford	Mr. Sherman	3

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The bill from the Assembly, entitled "An act to amend the provisions of the Revised Statutes, entitled 'Of the removal of causes to the court of common pleas by certiorari,'" was read the third time and passed.

Ordered, That the clerk deliver the said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

The bill from the Assembly, entitled "An act to confirm the appraisement of damages on the Saugerties and Woodstock turnpike road," with the engrossed amendments, was read the third time and passed.

The bill from the Assembly, entitled "An act to incorporate the Utica and Susquehannah rail-road company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. McLean	
Mr. Armstrong	Mr. Foster	Mr. Quackenboss	
Mr. Beardsley	Mr. Fuller	Mr. Rexford	
Mr. Bronson	Mr. Gere	Mr. Seward	
Mr. Cary	Mr. Halsey	Mr. Sherman	
Mr. Conklin	Mr. Hubbard	Mr. Tallmadge	
Mr. Cropsey	Mr. Lansing	Mr. Tracy	
Mr. Deitz	Mr. Macdonald	Mr. Westcott	
Mr. Edmonds	Mr. Mather		26

The bill from the Assembly, entitled "An act to confirm the appraisement of damages on the Malden turnpike company," with the engrossed amendments, was read the third time and passed.

Ordered, That the clerk deliver said bills to the Assembly, and inform them that the Senate have passed the same severally with the amendments therewith delivered.

The bill from the Assembly, entitled "An act for the relief of Warren W. Case," was read the third time.

Mr. President put the question on the final passage of said bill, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Allen	Mr. Foster	Mr. Rexford	
Mr. Bronson	Mr. Fuller	Mr. Seward	
Mr. Cary	Mr. Lansing	Mr. Tallmadge	
Mr. Conklin	Mr. Macdonald	Mr. Tracy	
Mr. Fisk	Mr. Maynard	Mr. Westcott	15

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FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Edmonds	Mr. Mather
Mr. Beardsley	Mr. Gere	Mr. Quackenboss
Mr. Cropsey	Mr. Halsey	Mr. Sherman
Mr. Deitz	Mr. Hubbard	11

Resolved, That said bill be rejected.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the city of Rochester;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Beardsley, from the said committee, reported the same with amendments.

The fourteenth section of said bill was then read, as follows, to wit:

"§ 14. There shall be five justices of the peace in and for said city, who shall be appointed in the same manner, shall hold their offices by the same tenure as the justices of the peace in the cities of Albany, Troy, Hudson and Schenectady, and shall have the same jurisdiction in the said city, that justices of towns have by law in respect to the towns for which they have been elected."

Mr. Tracy made a motion to amend said bill, by striking out the said section, for the purpose of inserting the following:

"§ 14. There shall be one justice of the peace elected in each ward, as follows: When by the expiration of the term of office of any of the justices elected in the towns of Gates and Brighton, now residing in the said city, or by the deaths, resignation, removal from the said city, or any other cause, the number of the said justices shall be reduced to five, the common council shall direct an election to be held in such ward or wards of the city, as they shall direct for the choice of a justice or justices, and thereafter as often as any vacancy shall happen in the office of any justice residing in the said city. The common council shall direct elections in such wards as they shall designate, until one justice shall be elected for each ward. Such elections may be had at the same time prescribed for the election of aldermen; or, in case of vacancy for any other cause than the expiration of the term of office, they may be specially ordered, as herein after prescribed in case of vacancy in the office of alderman, and shall be conducted in like manner; and whenever the term of office of any justice shall expire between the time herein prescribed for the annual election of aldermen, a successor to such justice shall be chosen at the annual election of aldermen, preceding the expiration of his term of office. The justices elected to supply the place of those whose terms of office shall expire, shall enter upon the duties of their office on the first day of January, succeeding their election, and shall hold their office for four years. Those elected to supply vacancies, shall enter upon the duties of their

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office within fifteen days after their election, and shall hold their offices during the unexpired term of those in whose places they shall be chosen. All the persons so elected, shall hold their offices by the same tenure in other respects, and be subject to removal in the like cases, and in the same manner, as justices elected for towns. Every justice elected in any ward, shall reside and keep his office in such ward, and in that ward only, and shall not be authorised to try any cause, or render any judgment in a civil action out of his ward. But for all other purposes, the said justices shall be deemed officers for the city of Rochester, in the same manner as if he had been elected by the whole city: and shall have the same jurisdiction in the said city, that justices of towns have by law in respect to the towns for which they have been elected."

Mr. President put the question on agreeing to said motion, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Allen	Mr. Edmonds	Mr. Macdonald	
Mr. Armstrong	Mr. Foster	Mr. McLean	
Mr. Beardsley	Mr. Gere	Mr. Quackenboss	
Mr. Bronson	Mr. Halsey	Mr. Sherman	
Mr. Conklin	Mr. Hubbard	Mr. Tallmadge	
Mr. Cropsey	Mr. Lansing	Mr. Westcott	
Mr. Deitz			19

FOR THE AFFIRMATIVE.

Mr. Cary	Mr. Mather	Mr. Seward	
Mr. Fuller	Mr. Maynard	Mr. Tracy	6

The said report was then agreed to, and the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the relief of Michael Anthony, and to settle the claims of Joseph Anthony;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

After the consideration of executive business, the Senate adjourned until 10 o'clock to-morrow morning.

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SATURDAY, 10 *O'CLOCK*, *A. M.—APRIL* 21, 1832.

The Senate met pursuant to adjournment.

Mr. Bronson, from the committee on finance, to whom was referred the bill from the Assembly, entitled "An act for the relief of Samuel Barnum and Hezekiah Howell," made a report thereon.

[*See Senate Document No.* 111.]

Mr. Allen, from the committee on banks and insurance companies, reported against two several bills from the Assembly, of the following titles, to wit:

"An act to incorporate the president, directors and company of the Brewers' bank:"

"An act to incorporate the president, directors and company of the Sacket's-Harbor bank:"

Which were committed to a committee of the whole.

Mr. Allen, from the same committee, reported with amendments, the bill from the Assembly, entitled "An act to incorporate the Northwestern insurance company;" which was committed to a committee of the whole.

Mr. Tallmadge, from the committee on rail-roads, reported without amendment, two several bills from the Assembly, of the following titles, to wit:

"An act to incorporate the Otsego rail-road company:"

"An act to incorporate the Fish-House and Amsterdam rail-road company:"

Which were committed to a committee of the whole.

Mr. Hubbard, from the committee on claims, reported without amendment, the bill from the Assembly, entitled "An act for the relief of Isaac Webb and Nicholas Masters;" which was committed to a committee of the whole.

Mr. Westcott, from the committee on roads and bridges, reported without amendment, the bill from the Assembly, entitled "An act declaring thirty miles of the east end of the Lake Erie turnpike road, a public highway;" which was committed to a committee of the whole.

Mr. Lynde, from the same committee, reported without amendment, the bill from the Assembly, entitled "An act to amend an act entitled 'An act appointing commissioners to lay out and establish a road from the village of Rochester, in Monroe county, to Lockport, in the county of Niagara,' passed April 2, 1827;" which was committed to a committee of the whole.

Mr. Lansing, from the committee on Indian affairs, reported without amendment, the bill from the Assembly, entitled "An act for the relief of the Cayuga nation of Indians;" which was committed to a committee of the whole.

Mr. Lansing, from the same committee, reported without amendment, the bill from the Assembly, entitled "An act to change the place of payment of the Indian annuities to the St. Regis and Caugh-

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nawaga tribes of Indians, and for other purposes;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. McLean, from the committee on literature, reported without amendment, the bill from the Assembly, entitled "An act to authorise Charles Gardner to change his name;" which was committed to a committee of the whole.

Mr. Edmonds, from the committee on canals, reported without amendment, the bill from the Assembly, entitled "An act for the relief of Darius Eggleston;" which was committed to a committee of the whole.

Mr. Edmonds, from the same committee, reported against the bill from the Assembly, entitled "An act for the relief of William Harris, Daniel Burt and George M. Burt;" which was committed to a committee of the whole.

Mr. Dodge, from the committee on the division of counties and towns, reported without amendment, two several bills from the Assembly, of the following titles, to wit:

"An act to divide the town of Middlesex, in the county of Yates:"

"An act to annex a part of the town of Wales to the town of Alden, in the county of Erie:"

Which were committed to a committee of the whole.

Mr. Dodge, from the same committee, reported without amendment, the bill from the Assembly, entitled "An act to divide the town of Conewango, in the county of Cattaraugus;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Westcott, from the committee on roads and bridges, reported with amendments, the bill from the Assembly, entitled "An act to appoint commissioners to lay out a road from Geneseo, Livingston county, to Canandaigua, in Ontario county;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Mather, from the committee on literature, reported against the bill from the Assembly, entitled "An act to amend an act entitled 'An act to incorporate the Greenbush and Schodack academy;" which was committed to a committee of the whole.

Mr. Beardsley, from the committee on the judiciary, reported with amendments, the bill from the Assembly, entitled "An act relative to certain courts in the city of New-York therein mentioned;" which was committed to a committee of the whole.

Mr. Beardsley, from the same committee, reported without amendment, the bill from the Assembly, entitled "An act to change the name of Asa H. Perry;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Beardsley, from the same committee, reported without amendment, the bill from the Assembly, entitled "An act for the relief of the widow and children of Jean Pierre Blanc, deceased;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Armstrong, from the committee on manufactures, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the Dashville Falls manufacturing company;" which was agreed to by the Senate, and the bill ordered to a third reading.

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Ordered, That the committee on finance be discharged from the further consideration of the report of the Commissioners of the Land-Office, in compliance with the resolution of the Senate, relative to improved land which belong to this State, and which are rented.

Two bills were returned by the Assembly, with a message that they had passed the same severally without amendment, of the following titles, to wit:

"An act to incorporate the Elmira and Williamsport rail-road company:"

"An act in relation to the village of Watertown:"

Which were presented to his excellency the Governor, by the clerk.

Four several bills were received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended them accordingly, of the following titles, to wit:

"An act to incorporate the Redford glass company:"

"An act to confirm the appraisement of damages on the Malden turnpike road:"

"An act to confirm the appraisement of damages on the Saugerties and Woodstock turnpike road:"

"An act to incorporate the president, directors and company of the Leather Manufacturers' bank:"

The said amended bills having been examined,

Ordered, That the clerk return them to the Assembly.

The bill entitled "An act to incorporate the village of Geneseo," was returned by the Assembly, with a message that they had passed the same without amendment; which was presented to his excellency the Governor by the clerk.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to incorporate the Schoharie and Otsego rail-road company:"

"An act to incorporate the Brooklyn and Jamaica rail-road company:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on rail-roads.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Good-Hope insurance company of New-York;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on banks and insurance companies.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the village of Pulaski, in the county of Oswego;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the incorporation of cities and villages.

A bill was received from the Assembly for concurrence, entitled "An act for the relief of Philip Schuyler and others;" which was

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read the first time, and by unanimous consent, was also read a second time, and referred to the committee on canals.

A bill was received from the Assembly for concurrence, entitled "An act for the relief of Frederick Milligan;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on claims.

A bill was received from the Assembly for concurrence, entitled "An act to confirm the election of town officers in the town of Shelter-Island, in the county of Suffolk;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the judiciary.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Catskill classical school;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on literature.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the New York city marble cemetery;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Burlington Green fire company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the sixth senate district.

A bill was received from the Assembly for concurrence, entitled "An act to authorise the supervisors of Ontario county, to raise certain monies for the purposes of the poor-house in said county;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the seventh senate district.

Mr. Mather, from the committee on enrolled bills, reported two bills as correctly engrossed, of the following titles, to wit:

"An act to incorporate the Rome aqueduct company:"

"An act to incorporate the Poughkeepsie silk company."

Thereupon,

The said engrossed bill, entitled "An act to incorporate the Poughkeepsie silk company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. McLean	
Mr. Armstrong	Mr. Gere	Mr. Quackenboss	
Mr. Beardsley	Mr. Halsey	Mr. Rexford	
Mr. Bronson	Mr. Hubbard	Mr. Seward	
Mr. Conklin	Mr. Lansing	Mr. Sherman	
Mr. Cropsey	Mr. Macdonald	Mr. Tallmadge	
Mr. Deitz	Mr. Mather	Mr. Tracy	
Mr. Edmonds	Mr. Maynard	Mr. Westcott	
Mr. Fisk.	Mr. McDowell		26

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The said engrossed bill, entitled "An act to incorporate the Rome aqueduct company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. McDowell	
Mr. Armstrong	Mr. Fuller	Mr. McLean	
Mr. Beardsley	Mr. Gere	Mr. Quackenboss	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Conklin	Mr. Lansing	Mr. Seward	
Mr. Cropsey	Mr. Lynde	Mr. Sherman	
Mr. Deitz	Mr. Macdonald	Mr. Tallmadge	
Mr. Edmonds	Mr. Mather	Mr. Tracy	
Mr. Fisk	Mr. Maynard	Mr. Westcott	27

Ordered, That the clerk deliver said bills to the Assembly and request their concurrence to the same.

Mr. Maynard, from a select committee, reported without amendment, two several bills from the Assembly, of the following titles, to wit:

"An act declaring a part of Ox creek a public highway:"

"An act authorising the inhabitants of Oneida Castleton, to erect certain buildings on the public square:"

Which were agreed to by the Senate, and the bills ordered to a third reading.

The bill from the Assembly, entitled "An act authorising the inhabitants of Oneida Castleton to erect certain buildings on the public square," was read the third time and passed.

The bill from the Assembly, entitled "An act declaring a part of Ox creek a public highway," was read the third time and passed.

The bill from the Assembly, entitled "An act to change the place of payment of the Indian annuities to the St. Regis and Caughnawaga tribes of Indians, and for other purposes," was read the third time and passed.

The bill from the Assembly, entitled "An act to amend an act entitled 'An act appointing commissioners to lay out and establish a road from the village of Rochester, in Monroe county, to Lockport, in the county of Niagara,' passed April 2d, 1827," was read the third time and passed.

The bill from the Assembly, entitled "An act to incorporate the Dashville Falls manufacturing company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Mather
Mr. Armstrong	Mr. Foster	Mr. McDowell
Mr. Beardsley	Mr. Fuller	Mr. McLean
Mr. Bronson	Mr. Gere	Mr. Rexford

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Mr. Cary	Mr. Halsey	Mr. Seward	
Mr. Conklin	Mr. Hubbard	Mr. Sherman	
Mr. Cropsey	Mr. Lansing	Mr. Tallmadge	
Mr. Deitz	Mr. Lynde	Mr. Tracy	
Mr. Dodge	Mr. Macdonald	Mr. Westcott	27

The bill from the Assembly, entitled "An act for the relief of David Browne," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Macdonald	
Mr. Armstrong	Mr. Fisk	Mr. Mather	
Mr. Beardsley	Mr. Foster	Mr. Maynard	
Mr. Bronson	Mr. Fuller	Mr. McDowell	
Mr. Cary	Mr. Gere	Mr. McLean	
Mr. Conklin	Mr. Halsey	Mr. Seward	
Mr. Cropsey	Mr. Hubbard	Mr. Sherman	
Mr. Deitz	Mr. Lansing	Mr. Tallmadge	
Mr. Dodge	Mr. Lynde	Mr. Westcott	27

The bill from the Assembly, entitled "An act authorising the supervisors of the county of Livingston to raise money to build a bridge over the Genesee river," was read the third time and passed.

The bill from the Assembly, entitled "An act for the relief of the widow and children of Jean Pierre Blanc, deceased," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Mather	
Mr. Armstrong	Mr. Foster	Mr. Maynard	
Mr. Beardsley	Mr. Fuller	Mr. McDowell	
Mr. Bronson	Mr. Gere	Mr. McLean	
Mr. Cary	Mr. Halsey	Mr. Seward	
Mr. Conklin	Mr. Hubbard	Mr. Sherman	
Mr. Deitz	Mr. Lansing	Mr. Tallmadge	
Mr. Dodge	Mr. Lynde	Mr. Tracy	
Mr. Edmonds	Mr. Macdonald	Mr. Westcott	27

The bill from the Assembly, entitled "An act to appoint commissioners to lay out a road from Geneseo, Livingston county, to Canandaigua, in Ontario county," was read the third time and passed.

The bill from the Assembly, entitled "An act to divide the town of Conewango, in the county of Cattaraugus," was read the third time and passed.

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Ordered, That the clerk return said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

The bill from the Assembly, entitled "An act to incorporate the city of Rochester," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. McDowell
Mr. Armstrong	Mr. Foster	Mr. McLean
Mr. Beardsley	Mr. Gere	Mr. Quackenboss
Mr. Bronson	Mr. Halsey	Mr. Rexford
Mr. Conklin	Mr. Hubbard	Mr. Sherman
Mr. Cropsey	Mr. Lansing	Mr. Tallmadge
Mr. Deitz	Mr. Macdonald	Mr. Westcott
Mr. Edmonds		22

FOR THE NEGATIVE.

Mr. Cary	Mr. Seward	Mr. Tracy
Mr. Fuller		4

Ordered, That the clerk deliver the said bill to the Assembly, and inform them that the Senate have passed the same with the amendments therewith delivered.

The bill from the Assembly, entitled "An act for the relief of Michael Anthony, and to settle the claims of Joseph Anthony," was read the third time and lost.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Armstrong	Mr. Halsey	Mr. McLean
Mr. Deitz	Mr. Lansing	Mr. Rexford
Mr. Edmonds	Mr. Mather	Mr. Tallmadge
Mr. Fisk	Mr. McDowell	Mr. Westcott
Mr. Gere		15

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Cropsey	Mr. Maynard
Mr. Beardsley	Mr. Fuller	Mr. Quackenboss
Mr. Bronson	Mr. Hubbard	Mr. Seward
Mr. Cary	Mr. Macdonald	Mr. Sherman
Mr. Conklin		15

The votes being equally divided,
The President gave the casting vote in the negative.
Resolved, That the bill be rejected.

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Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act for the relief of the personal representatives of John Thurman, deceased."

E. T. THROOP.

Albany, April 20, 1832.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to divide the town of Bethlehem, in the county of Albany;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to encourage the propagation of the Mulberry tree and the culture of silk;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Armstrong, from the said committee, reported that the committee had rejected the same; which was agreed to by the Senate.

Thereupon,

Resolved, That the bill be rejected.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act further to amend the act entitled 'An act to authorise Benajah Byington to search for rock salt in the county of Onondaga,' passed April 13, 1820;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Fisk, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to extend the charter of the New-York coal company, and to change the name thereof;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lynde, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Troy city bank;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Westcott, from the said committee, reported progress, and asked for leave to sit again.

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Ordered, That the question on granting leave to sit again, be laid on the table.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the prevention of fraud in the sale of oils;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Macdonald, from the said committee, reported the same with amendments.

Thereupon,

Mr. Edmonds made a motion to strike out the second section, as follows, to wit:

"§ 2. The test of pure sperm oil, is declared to be Southworth's oliometer."

Mr. President put the question on agreeing to said motion, and it was decided in the affirmative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Lansing	
Mr. Bronson	Mr. Fisk	Mr. McLean	
Mr. Cary	Mr. Fuller	Mr. Seward	
Mr. Cropsey	Mr. Gere	Mr. Tallmadge	
Mr. Deitz	Mr. Halsey		14

FOR THE NEGATIVE.

Mr. Armstrong	Mr. Macdonald	Mr. Quackenboss	
Mr. Beardsley	Mr. Mather	Mr. Rexford	
Mr. Conklin	Mr. Maynard	Mr. Sherman	
Mr. Foster	Mr. McDowell	Mr. Westcott	
Mr. Lynde			13

The Senate then agreed to the report of the committee of the whole, and the amendments were ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act relative to roads and bridges in the town of Milton, in the county of Saratoga;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Allen, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to authorise the appointment of inspectors of pressed hay in the city of New-York;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McDowell, from the said committee, reported that the committee had rejected the same; which was agreed to by the Senate.

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Thereupon,

Resolved, That the bill be rejected.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

Then the Senate adjourned until 4 o'clock this afternoon.

4 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to authorise the assessment and collection of certain monies within school district number eleven, in the town of Farmington;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Deitz, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

On motion of Mr. Tallmadge,

Resolved, That the Senate reconsider their vote on amending the report of the committee of the whole this morning, on the bill entitled "An act for the prevention of fraud in the sale of oils," for striking out the second section of the said bill.

The Senate then agreed to the report of the committee of the whole as amended, and the bill was ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the relief of Isaac Allen, Benjamin Morse, Walter Durkee, and others;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McDowell, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to provide for the classification of justices of the peace in the town of Lyme, in the county of Jefferson;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Chemung canal bank;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Essex county bank;" and

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after some time spent thereon, Mr. President resumed the chair, and Mr. Fuller, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

Then the Senate adjourned until 10 o'clock on Monday morning next.

MONDAY, 10 *O'CLOCK, A. M.—APRIL* 23, 1832.

The Senate met pursuant to adjournment.

Mr. McLean, from the committee on literature, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the Catskill classical school;" which was committed to a committee of the whole.

Mr. Allen, from the committee on banks and insurance companies, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the Good-Hope insurance company;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Hubbard, from the committee on claims, reported without amendment, the bill from the Assembly, entitled "An act for the relief of Frederick Milligan;" which was committed to a committee of the whole.

Mr. Maynard, from the committee on the incorporation of cities and villages, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the village of Pulaski, in the county of Oswego;" which was committed to a committee of the whole.

Mr. Allen, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the New-York marble cemetery;" which was committed to a committee of the whole.

Mr. Mather, from a select committee, reported with amendments, the bill from the Assembly, entitled "An act to authorise the supervisors of Ontario county, to raise certain monies for the purposes of the poor-house in said county;" which was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

Mr. Deitz, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act relating to the second school district in the city of Albany;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Hubbard, from a select committee, reported with amendment, the bill from the Assembly, entitled "An act to incorporate the Burlington Green fire company;" which was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

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Mr. Tallmadge, from the committee on rail-roads, reported without amendment, two several bills from the Assembly, of the following titles, to wit:

"An act to incorporate the Brooklyn and Jamaica rail-road company:"

"An act to incorporate the Schoharie and Otsego rail-road company:"

Which were agreed to by the Senate, and the bills ordered to a third reading.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act to repeal certain provisions of the Revised Statutes, which require the clerks of the supreme court to procure and keep records of transcripts of judgments docketted in the clerks' offices of the circuit and district courts of the United States."

Also the bill entitled "An act to amend the act entitled 'An act to incorporate the Buffalo and Hamburgh turnpike company,' passed January 23d, 1830."

Also the bill entitled "An act to incorporate the Poughkeepsie whaling company."

Also the bill entitled "An act to incorporate the Hyde-Park dry dock and manufacturing company:"

E. T. THROOP.

Albany, April 20, 1832.

Three bills were returned by the Assembly, with a message that they had passed the same severally without amendment, of the following titles, to wit:

"An act to authorise the formation of fire companies:"

"An act to amend the act entitled 'An act to provide for the instruction of indigent deaf and dumb within this State,' passed April 16th, 1822:"

"An act for the relief of the heirs of David Barnes:"

Which were delivered to his excellency the Governor by the clerk.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to incorporate the president, directors and company of the Delaware county bank:"

"An act to amend an act entitled 'An act to incorporate the president, directors and company of the Mechanics' and Traders' bank,' passed April 15th, 1830:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on banks and insurance companies.

A bill was received from the Assembly for concurrence, entitled "An act continuing a ferry across the Schoharie river;" which

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was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the third senate district.

A bill was received from the Assembly for concurrence, entitled "An act for the relief of Asher Ford;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on claims.

Five several bills were received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended them accordingly, of the following titles, to wit:

"An act to incorporate the New-York and Erie rail-road company:"

"An act to incorporate the Washington county insurance company:"

"An act to incorporate the Tonewanda rail-road company:"

"An act relative to the city of Albany:"

"An act authorising the removal of certain records from the clerk's office in Ulster county, to the clerks' offices of the counties of Sullivan, Delaware and Greene:"

The said amended bills having been examined,

Ordered, That the clerk return them to the Assembly.

Ordered, That the committee on the judiciary be discharged from the further consideration of the petition of Lucas Elmendorff.

Resolved, That the petitioner have leave to withdraw his petition.

Ordered, That the same committee be discharged from the further consideration of the petition of Ralph Thompson Ellison; also of John W. Jobbit; of Martin F. H. Veitch; of the inhabitants of the town of Rochester, authorising A. D. Thaler to take a certain oath; and the bill entitled "An act to amend the Revised Statutes in relation to the jurisdiction of surrogates."

Ordered, That said bill be referred to a committee of the whole.

Ordered, That the committee on rail-roads be discharged from the further consideration of the petition for a rail-road from Buffalo to Black-Rock.

Mr. Fuller made a motion to reconsider the vote of Saturday last, rejecting the bill entitled "An act for the relief of Michael Anthony, and to settle the claims of Joseph Anthony;" which was agreed to by the Senate.

The bill from the Assembly, entitled "An act to authorise the supervisors of Ontario county to raise certain moneys for the purposes of the poor-house in said county," with the engrossed amendments, was read the third time and passed.

The bill from the Assembly, entitled "An act for the prevention of fraud in the sale of oils," with the engrossed amendments, was read the third time.

Mr. President put the question on the final passage of said bill, and it was decided in the affirmative.

The yeas and nays being moved and seconded, were as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. McLean	
Mr. Armstrong	Mr. Foster	Mr. Quackenboss	
Mr. Beardsley	Mr. Fuller	Mr. Rexford	
Mr. Bronson	Mr. Gere	Mr. Seward	
Mr. Cary	Mr. Hubbard	Mr. Sherman	
Mr. Conklin	Mr. Macdonald	Mr. Tallmadge	
Mr. Cropsey	Mr. Mather	Mr. Westcott	
Mr. Deitz	Mr. McDowell		23

FOR THE NEGATIVE.

Mr. Dodge	Mr. Halsey	Mr. Tracy	
Mr. Edmonds	Mr. Lansing		5

The bill from the Assembly, entitled "An act relative to roads and bridges in the town of Milton, in the county of Saratoga," with the engrossed amendments, was read the third time and passed.

Ordered, That the clerk deliver said bills to the Assembly, and inform them that the Senate have passed the same severally with the amendments therewith delivered.

The bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Essex county bank," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Dodge	Mr. McLean	
Mr. Armstrong	Mr. Fisk.	Mr. Quackenboss	
Mr. Beardsley	Mr. Foster	Mr. Rexford	
Mr. Bronson	Mr. Fuller	Mr. Seward	
Mr. Cary	Mr. Gere	Mr. Sherman	
Mr. Conklin	Mr. Macdonald	Mr. Tallmadge	
Mr. Cropsey	Mr. Mather	Mr. Tracy	
Mr. Deitz	Mr. McDowell		23

FOR THE NEGATIVE.

Mr. Edmonds	Mr. Hubbard	Mr. Westcott	
Mr. Halsey	Mr. Lansing		5

The bill from the Assembly, entitled "An act to incorporate the Good-Hope insurance company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. McDowell	
Mr. Armstrong	Mr. Fisk	Mr. McLean	
Mr. Beardsley	Mr. Fuller	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Seward	
Mr. Cary	Mr. Hubbard	Mr. Sherman	
Mr. Conklin	Mr. Lansing	Mr. Tallmadge	
Mr. Cropsey	Mr. Lynde	Mr. Tracy	
Mr. Deitz	Mr. Macdonald	Mr. Westcott	
Mr. Dodge	Mr. Mather		26

FOR THE NEGATIVE.

Mr. Halsey 1

The bill from the Assembly, entitled "An act to extend the charter of the New-York coal company, and to change the name thereof," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Mather	
Mr. Armstrong	Mr. Foster	Mr. McLean	
Mr. Beardsley	Mr. Fuller	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Cary	Mr. Hubbard	Mr. Seward	
Mr. Conklin	Mr. Lansing	Mr. Tallmadge	
Mr. Cropsey	Mr. Lynde	Mr. Tracy	
Mr. Deitz	Mr. Macdonald	Mr. Westcott	
Mr. Edmonds			25

FOR THE NEGATIVE.

Mr. Halsey Mr. Sherman 2

The bill from the Assembly, entitled "An act to incorporate the Schoharie and Otsego rail-road company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. McDowell
Mr. Armstrong	Mr. Gere	Mr. McLean
Mr. Beardsley	Mr. Halsey	Mr. Quackenboss
Mr. Cary	Mr. Hubbard	Mr. Seward
Mr. Conklin	Mr. Lansing	Mr. Sherman
Mr. Cropsey	Mr. Lynde	Mr. Tallmadge

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Mr. Deitz	Mr. Macdonald	Mr. Tracy	
Mr. Dodge	Mr. Mather	Mr. Westcott	
Mr. Edmonds			25

FOR THE NEGATIVE.

Mr. Bronson 1

The bill from the Assembly, entitled "An act to incorporate the Brooklyn and Jamaica rail-road company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Mather	
Mr. Armstrong	Mr. Fisk	Mr. McDowell	
Mr. Beardsley	Mr. Fuller	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Quackenboss	
Mr. Cary	Mr. Halsey	Mr. Seward	
Mr. Conklin	Mr. Hubbard	Mr. Sherman	
Mr. Cropsey	Mr. Lansing	Mr. Tallmadge	
Mr. Deitz	Mr. Lynde	Mr. Tracy	
Mr. Dodge	Mr. Macdonald	Mr. Westcott	27

The bill from the Assembly, entitled "An act to authorise the assessment and collection of certain monies within school district number eleven, in the town of Farmington," was read the third time and passed.

The bill from the Assembly, entitled "An act further to amend the act entitled 'An act to authorise Benajah Byington to search for rock salt in the county of Onondaga,' passed April 13th, 1820," was read the third time and passed.

The bill from the Assembly, entitled "An act relating to the second school district in the city of Albany," was read the third time and passed.

Ordered, That the clerk deliver the said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

The bill from the Assembly, entitled "An act to incorporate the Burlington Green fire company," was read the third time and lost; two-thirds of all the members elected to the Senate not voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Halsey	Mr. McDowell	
Mr. Beardsley	Mr. Hubbard	Mr. McLean	
Mr. Bronson	Mr. Lansing	Mr. Quackenboss	
Mr. Cary	Mr. Lynde	Mr. Sherman	
Mr. Conklin	Mr. Macdonald	Mr. Tallmadge	
Mr. Deitz	Mr. Mather		17

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FOR THE NEGATIVE.

Mr. Allen	Mr. Fisk	Mr. Seward	
Mr. Cropsey	Mr. Fuller	Mr. Tracy	
Mr. Dodge	Mr. Gere	Mr. Westcott	
Mr. Edmonds			10

Resolved, That said bill be rejected.

The bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Chemung canal bank," was read the third time and lost; two-thirds of all the members elected to the Senate not voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Quackenboss	
Mr. Beardsley	Mr. Foster	Mr. Rexford	
Mr. Bronson	Mr. Halsey	Mr. Seward	
Mr. Cary	Mr. Hubbard	Mr. Sherman	
Mr. Conklin	Mr. Macdonald	Mr. Tallmadge	
Mr. Cropsey	Mr. Mather	Mr. Tracy	
Mr. Deitz	Mr. McDowell		20

FOR THE NEGATIVE.

Mr. Armstrong	Mr. Fuller	Mr. McLean	
Mr. Dodge	Mr. Gere	Mr. Westcott	
Mr. Edmonds	Mr. Lansing		8

Resolved, That said bill be rejected.

Ordered, That the clerk deliver said bills and a copy of said resolutions to the Assembly.

On motion of Mr. Dodge,

Resolved, That the Attorney-General report, at the commencement of the next session of the Legislature, his opinion of the construction of section ninth, article seventh, of the constitution of this State; and, particularly, "whether an act of incorporation can be repealed by a *majority* of the Legislature, or whether it requires *two-thirds* of all the members elected, to repeal it?"

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the relief of Isaac Allen, Benjamin Morse, Walter Durkee, and others;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McDowell, from the said committee, reported that the committee had rejected the first section thereof; which was agreed to by the Senate.

Thereupon,

Resolved, That the bill be rejected.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to provide

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for the classification of justices of the peace in the town of Lyme, in the county of Jefferson;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McLean, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Ulster and Dutchess bank;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Mather, from the said committee, reported that the committee had struck out the enacting clause; which was agreed to by the Senate.

Thereupon,

Resolved, That the bill be rejected.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

The bill entitled "An act to incorporate the city of Rochester," was received from the Assembly, with a message that they do not concur in the amendments of the Senate to the said bill.

The question on adhering to the amendments of the Senate having been divided.

Thereupon,

Mr. President put the question on adhering to the amendments of the Senate to the said bill, which require that the justices of the peace of the city of Rochester, shall be appointed in the same manner as in the cities of Albany, Schenectady, &c., and it was decided in the affirmative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Dodge	Mr. Macdonald	
Mr. Armstrong	Mr. Edmonds	Mr. McDowell	
Mr. Beardsley	Mr. Fisk	Mr. McLean	
Mr. Bronson	Mr. Foster	Mr. Tallmadge	
Mr. Cropsey	Mr. Halsey	Mr. Westcott	
Mr. Deitz	Mr. Lansing		17

FOR THE NEGATIVE.

Mr. Fuller	Mr. Mather	Mr. Seward	
Mr. Lynde	Mr. Maynard	Mr. Tracy	6

Thereupon,

Resolved, That the Senate do adhere to their amendments to the said bill.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

Resolved, (if the Assembly concur,) That a committee of conference be appointed on the amendments to the bill entitled "An act

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to incorporate the city of Rochester," which are the subject of disagreement between the two houses; and in case of concurrence, that Mr. Edmonds, Mr. Armstrong and Mr. Westcott, be of the said committee on the part of the Senate.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Eastern Dispensary of the city of New-York;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to amend the charter of the College of Pharmacy in the city of New-York;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Dodge, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the relief of Samuel Barnum and Hezekiah Howell;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Sherman, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

Then the Senate adjourned until 4 o'clock this afternoon.

4 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Brewers' bank;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Mather, from the said committee, reported that the committee had rejected the first section thereof.

Ordered, That said report be laid on the table.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Sacket's-Harbor bank;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Tracy, from the said committee, reported progress, and asked for and obtained leave to sit again.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Northwestern insurance company;" and after some time spent there-

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on, Mr. President resumed the chair, and Mr. Seward, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Otsego rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Allen, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to divide the town of Bethlehem, in the county of Albany;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Sherman, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Fish House and Amsterdam rail-road company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

A copy of a resolution and preamble was received from the Assembly, and read as follows, to wit:

Mr. McKeon, from the select committee appointed on behalf of the Assembly to make arrangements for the celebration of the centennial anniversary of the birth-day of Washington, reported:

That the joint committee of both houses, addressed a letter to the Hon. Oran G. Otis, who had been selected to deliver an oration on the occasion referred to, requesting a copy of the same. They herewith present a copy of the correspondence and oration, and recommend the adoption of the following resolution:

Resolved, (if the Senate concur,) That the correspondence and oration be entered on the Journals, and that four times the usual number of copies of the oration be printed.

Resolved, That this House do agree to the said resolution.

Thereupon,

Resolved, That the Senate concur in said resolution.

Ordered, That the clerk deliver a copy of said resolution of concurrence to the Assembly.

[*See Assembly Document No.* 306.]

Then the Senate adjourned until 7 o'clock.

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7 O'CLOCK.

The Senate met pursuant to adjournment.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the relief of Isaac Webb and Nicholas Masters;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported the same with an amendment; which report was agreed to by the Senate, the amendment ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act declaring thirty miles of the east end of the Lake Erie turnpike road a public highway;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Armstrong, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the relief of the Cayuga nation of Indians;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Westcott, from the said committee, reported that the committee had rejected the first and only section; which was agreed to by the Senate.

Resolved, That the bill be rejected.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

Then the Senate adjourned until 10 o'clock to-morrow morning.

TUESDAY, 10 *O'CLOCK, A. M.—APRIL* 24, 1832.

The Senate met pursuant to adjournment.

Mr. Allen, from the committee on banks and insurance companies, reported against two several bills from the Assembly, of the following titles, to wit:

"An act to incorporate the president, directors and company of the Delaware county bank:"

"An act to amend an act entitled 'An act to incorporate the president, directors and company of the Mechanics' and Traders' bank,' passed April 15th, 1830:"

Which were committed to a committee of the whole.

Mr. Edmonds, from the committee on canals, reported without amendment, two several bills from the Assembly, of the following titles, to wit:

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"An act for the relief of Niel Brown:"

"An act for the relief of Philip Schuyler and others:"

Which were committed to a committee of the whole.

Mr. Hubbard, from the committee on claims, reported against the bill from the Assembly, entitled "An act for the relief of Asher Ford;" which was committed to a committee of the whole.

Mr. Deitz, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act continuing a ferry across the Schoharie river;" which was agreed to by the Senate, and the bill ordered to a third reading.

Ordered, That the committee on canals be discharged from the further consideration of the following petitions: Of Jonas Humbert, jun.; of Elizabeth Granger; of Lawrence Barclay; of Joseph E. Smith.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act to incorporate the Elmira and Williamsport rail-road company."

Also the bill entitled "An act in relation to the village of Watertown."

Also the bill entitled "An act to incorporate the village of Geneseo."

E. T. THROOP.

Albany, April 21, 1832.

Ten bills were returned by the Assembly, with a message that they had passed the same severally without amendment, of the following titles, to wit:

"An act to incorporate the president and directors of the Centre bridge company in the village of Unadilla:"

"An act concerning costs in certain suits brought in the name of the people:"

"An act altering the time of electing representatives in the twenty-third Congress of the United States:"

"An act providing for the distribution of the Electoral Law:"

"An act authorising Virgil Whitney and Hazard Lewis to erect a dam across the Susquehannah river:"

"An act for the relief of the Stockbridge Indians:"

"An act to authorise the superintendents of the Onondaga salt springs, to lease lots and for other purposes:"

"An act to authorise the supervisors of Oneida county, to defray the expenses incurred under the provisions of the Revised Statutes relating to habitual drunkards:"

"An act to incorporate the Auburn and Canal rail-road company:"

"An act to amend the charter of the Jackson marine insurance company in the city of New-York:"

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Which were presented to his excellency the Governor, by the clerk.

The bill entitled "An act imposing a tax on dogs in the counties of Richmond, Rockland and Westchester," was returned by the Assembly, with a message that they had passed the same, with amendments.

The said amendments having been read,

Resolved, That the Senate do concur with the Assembly in their amendments to said bill.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

The bill entitled "An act for the more effectual improvement of roads and bridges," was returned by the Assembly, with a message that they had pased the same with amendments.

The said amendments having been read,

Resolved, That the Senate do concur with the Assembly in their amendments to said bill.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

The bill entitled "An act in relation to State Prisons," was returned by the Assembly, with a message that they had passed the same with amendments.

The said amendments having been read,

Resolved, That the Senate do concur with the Assembly in their amendments to said bill.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Jackson spring water works company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the third senate district.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the village of Gaines, in the county of Orleans;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the division of counties and towns.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Monroe insurance company of New-York;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on banks and insurance companies.

A bill was received from the Assembly for concurrence, entitled "An act to amend the act entitled 'An act to incorporate the trustees of St. Mary's church in the city of New-York;" which was read the first time, and by unanimous consent, was also read, a second time, and referred to a select committee, consisting of the members attending the Senate from the first senate district.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

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"An act authorising the president and directors of the Albany and Delaware turnpike company to abandon a part of said turnpike road:"

"An act to incorporate the Saratoga turnpike company:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on roads and bridges.

On motion of Mr. Edmonds,

Resolved, That the clerk cause to be made the usual number of copies of the map attached to the report of the Secretary of State, made to the Senate on the 29th February last, and that he deliver the same to the members of the present Legislature, if an extra session shall be had, or to the members of the next Legislature, if such extra session shall not be held.

Ordered, That the committee on banks and insurance companies be discharged from the further consideration of the following petitions: Of Samuel R. Brooks; for the Albany insurance and trust company; for the Bank of Dansville; for a bank at Westfield; for a bank at Aurora.

Ordered, That the committee of the whole be discharged from the further consideration of the bill from the Assembly, entitled "An act to annex a part of the town of Wales to the town of Alden, in the county of Erie," and that the same be ordered to a third reading.

Mr. President put the question on agreeing to the report of the committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Brewer's bank," which was decided in the affirmative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Dodge	Mr. McDowell	
Mr. Armstrong	Mr. Edmonds	Mr. McLean	
Mr. Beardsley	Mr. Gere	Mr. Seward	
Mr. Bronson	Mr. Halsey	Mr. Sherman	
Mr. Conklin	Mr. Lansing	Mr. Tallmadge	
Mr. Deitz	Mr. Macdonald	Mr. Westcott	18

FOR THE NEGATIVE.

Mr. Cary	Mr. Lynde	Mr. Rexford	
Mr. Fuller	Mr. Mather	Mr. Tracy	
Mr. Hubbard	Mr. Quackenboss		8

Mr. Edmonds made a motion to postpone the further consideration of the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Troy bank," until the 1st Monday of December next.

Mr. President put the question on agreeing to said motion, and it was decided in the affirmative.

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The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. McLean	
Mr. Armstrong	Mr. Gere	Mr. Quackenboss	
Mr. Beardsley	Mr. Halsey	Mr. Seward	
Mr. Bronson	Mr. Lansing	Mr. Sherman	
Mr. Conklin	Mr. Macdonald	Mr. Tallmadge	
Mr. Deitz	Mr. Mather	Mr. Tracy	
Mr. Edmonds	Mr. McDowell	Mr. Westcott	21

FOR THE NEGATIVE.

Mr. Cary	Mr. Hubbard	Mr. Rexford	
Mr. Dodge	Mr. Lynde		5

A communication was received from the Chancellor, in accordance with the act of the 9th of March, 1830, placing the New-York life insurance and trust company under his supervision, with a statement of the affairs of said company; which was read.

[*See Senate Document No.* 112.]

The bill entitled "An act to incorporate the Hamilton water association," was received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended it accordingly.

The said amended bill having been examined,

Ordered, That the clerk return the same to the Assembly.

A copy of a resolution was received from the Assembly, informing, that they had concurred in the resolution of the Senate appointing a committee of conference on the bill to incorporate the city of Rochester, and had appointed Mr. Andrews, Mr. Van Deuzer and Mr. R. D. Dodge, to be of said committee on the part of the Assembly.

The bill from the Assembly, entitled "An act to divide the town of Bethlehem, in the county of Albany," was read the third time and passed.

The bill from the Assembly, entitled "An act declaring thirty miles of the east end of the Lake Erie turnpike road, a public highway," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. McDowell
Mr. Armstrong	Mr. Gere	Mr. McLean
Mr. Beardsley	Mr. Halsey	Mr. Quackenboss
Mr. Bronson	Mr. Hubbard	Mr. Rexford
Mr. Cary	Mr. Lansing	Mr. Seward

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Mr. Conklin	Mr. Lynde	Mr. Sherman	
Mr. Deitz	Mr. Macdonald	Mr. Tallmadge	
Mr. Dodge	Mr. Mather	Mr. Tracy	
Mr. Edmonds	Mr. Maynard	Mr. Westcott	27

The bill from the Assembly, entitled "An act to annex a part of the town of Wales to the town of Alden, in the county of Erie," was read the third time and passed.

The bill from the Assembly, entitled "An act to incorporate the Eastern Dispensary of the city of New-York," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. Maynard	
Mr. Armstrong	Mr. Fuller	Mr. McDowell	
Mr. Beardsley	Mr. Gere	Mr. McLean	
Mr. Bronson	Mr. Halsey	Mr. Quackenboss	
Mr. Cary	Mr. Hubbard	Mr. Rexford	
Mr. Conklin	Mr. Lansing	Mr. Seward	
Mr. Cropsey	Mr. Lynde	Mr. Tallmadge	
Mr. Deitz	Mr. Macdonald	Mr. Tracy	
Mr. Dodge	Mr. Mather	Mr. Westcott	27

The bill from the Assembly, entitled "An act continuing a ferry across the Schoharie river," was read the third time and passed.

Ordered, That the clerk deliver the said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

The bill from the Assembly, entitled "An act to amend the charter of the College of Pharmacy in the city of New-York," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. McDowell	
Mr. Armstrong	Mr. Gere	Mr. McLean	
Mr. Beardsley	Mr. Halsey	Mr. Quackenboss	
Mr. Bronson	Mr. Hubbard	Mr. Rexford	
Mr. Cary	Mr. Lansing	Mr. Seward	
Mr. Conklin	Mr. Lynde	Mr. Sherman	
Mr. Deitz	Mr. Macdonald	Mr. Tallmadge	
Mr. Dodge	Mr. Mather	Mr. Tracy	
Mr. Edmonds	Mr. Maynard	Mr. Westcott	27

The bill from the Assembly, entitled "An act to incorporate the Otsego rail-road company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. McDowell	
Mr. Armstrong	Mr. Gere	Mr. McLean	
Mr. Beardsley	Mr. Halsey	Mr. Quackenboss	
Mr. Bronson	Mr. Hubbard	Mr. Rexford	
Mr. Cary	Mr. Lansing	Mr. Seward	
Mr. Conklin	Mr. Lynde	Mr. Sherman	
Mr. Deitz	Mr. Macdonald	Mr. Tallmadge	
Mr. Dodge	Mr. Mather	Mr. Tracy	
Mr. Edmonds	Mr. Maynard	Mr. Westcott	27

The bill from the Assembly, entitled "An act to incorporate the Fish House and Amsterdam rail-road company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Gere	Mr. McDowell	
Mr. Armstrong	Mr. Halsey	Mr. McLean	
Mr. Beardsley	Mr. Hubbard	Mr. Quackenboss	
Mr. Conklin	Mr. Lansing	Mr. Seward	
Mr. Deitz	Mr. Lynde	Mr. Sherman	
Mr. Dodge	Mr. Macdonald	Mr. Tallmadge	
Mr. Edmonds	Mr. Mather	Mr. Tracy	
Mr. Fuller	Mr. Maynard	Mr. Westcott	24

FOR THE NEGATIVE.

Mr. Bronson	Mr. Cary	2

The bill from the Assembly, entitled "An act to incorporate the North American insurance company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. McLean	
Mr. Armstrong	Mr. Halsey	Mr. Quackenboss	
Mr. Beardsley	Mr. Hubbard	Mr. Rexford	
Mr. Bronson	Mr. Lansing	Mr. Seward	
Mr. Cary	Mr. Lynde	Mr. Sherman	
Mr. Conklin	Mr. Macdonald	Mr. Tallmadge	
Mr. Deitz	Mr. Mather	Mr. Tracy	
Mr. Dodge	Mr. McDowell	Mr. Westcott	
Mr. Edmonds			25

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The bill from the Assembly, entitled "An act to provide for the classification of certain justices of the peace," with the engrossed amendments, was read the third time and passed.

Ordered, That the clerk deliver said bills to the Assembly, and inform them that the Senate have passed the same severally with the amendments therewith delivered.

The bill from the Assembly, entitled "An act for the relief of Isaac Webb and Nicholas Masters," was read the third time and lost.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Allen	Mr. Deitz	Mr. Macdonald	
Mr. Armstrong	Mr. Dodge	Mr. Mather	
Mr. Beardsley	Mr. Fuller	Mr. Rexford	
Mr. Bronson	Mr. Halsey	Mr. Seward	
Mr. Cary	Mr. Lynde	Mr. Tracy	
Mr. Conklin			16

FOR THE AFFIRMATIVE.

Mr. Edmonds	Mr. McDowell	Mr. Sherman	
Mr. Hubbard	Mr. McLean	Mr. Tallmadge	
Mr. Lansing	Mr. Quackenboss	Mr. Westcott	9

Resolved, That said bill be rejected.

Ordered, That the clerk deliver said bill and a copy of said resolutions to the Assembly.

Ordered, That the further consideration of the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Sacket's-Harbor bank," be postponed until the first Monday of December next.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to authorise Charles Gardner to change his name;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lynde, from the said committee, reported that the committee had rejected the first section thereof; which was agreed to by the Senate.

Thereupon,

Resolved, That the bill be rejected.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

The Senate then again resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the relief of William Harris, Daniel Burt and George M. Burt;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Westcott, from the said committee, reported that the committee had rejected the first section thereof; which was agreed to by the Senate.

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Thereupon,

Resolved, That the bill be rejected.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the relief of Darius Eggleston;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Cary, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

Mr. Maynard, from the committee on the incorporation of cities and villages, reported with amendments, the bill from the Assembly, entitled "An act to incorporate the village of Gaines, in the county of Orleans;" which was committed to a committee of the whole.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to divide the town of Middlesex, county of Yates;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McDowell, from the said committee, reported the same without amendment.

Ordered, That said report be laid on the table.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to amend an act entitled 'An act to incorporate the Greenbush and Schodack academy;'" and after some time spent thereon, Mr. President resumed the chair, and Mr. Rexford, from the said committee, reported the same with an amendment; which report was agreed to by the Senate, the amendment ordered to be engrossed, and the bill to a third reading.

The bill from the Assembly, entitled "An act to change the name of Asa H. Perry," was read the third time and passed.

Ordered, That the clerk deliver the said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the Catskill classical school;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Lansing, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the relief of Frederick Milligan;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Deitz, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

After the consideration of executive business, the Senate adjourned until half-past 3 o'clock, P. M.

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HALF-PAST 3 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the village of Pulaski, in the county of Oswego;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Dodge, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, the bill from the Assembly, entitled "An act to incorporate the president, directors and company of the Delaware county bank;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Maynard, from the said committee, reported that the committe had rejected the first section of the said bill.

Mr. President put the question on agreeing to the said report, and it was decided in the affirmative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Deitz	Mr. Halsey	
Mr. Beardsley	Mr. Dodge	Mr. Lansing	
Mr. Bronson	Mr. Edmonds	Mr. McLean	
Mr. Cropsey	Mr. Gere	Mr. Westcott	12

FOR THE NEGATIVE.

Mr. Cary	Mr. Maynard	Mr. Sherman	
Mr. Fuller	Mr. Rexford	Mr. Tallmadge	
Mr. Mather	Mr. Seward	Mr. Tracy	9

Thereupon,

Resolved, That said bill be rejected.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to amend an act entitled 'An act to incorporate the president, directors and company of the Mechanics' and Trader's bank,' passed April 15, 1830;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Bronson, from the said committee, reported that the committee had rejected the first section of said bill; which was agreed to by the Senate.

Thereupon,

Resolved, That the bill be rejected.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

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The bill from the Assembly, entitled "An act for the relief of Frederick Milligan," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. McLean	
Mr. Armstrong	Mr. Gere	Mr. Rexford	
Mr. Beardsley	Mr. Halsey	Mr. Seward	
Mr. Bronson	Mr. Lansing	Mr. Sherman	
Mr. Cary	Mr. Macdonald	Mr. Tallmadge	
Mr. Deitz	Mr. Mather	Mr. Tracy	
Mr. Dodge	Mr. Maynard	Mr. Westcott	
Mr. Edmonds			22

Ordered, That the clerk return said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act relative to certain courts in the city of New-York, therein mentioned;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported progress, and asked for leave to sit again.

Mr. President put the question on granting leave to sit again, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Allen	Mr. Fuller	Mr. Maynard	
Mr. Bronson	Mr. Gere	Mr. McLean	
Mr. Cary	Mr. Halsey	Mr. Seward	
Mr. Conklin	Mr. Lansing	Mr. Tallmadge	
Mr. Cropsey	Mr. Macdonald	Mr. Tracy	
Mr. Deitz	Mr. Mather	Mr. Westcott	18

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Dodge	Mr. Sherman	
Mr. Beardsley	Mr. Edmonds		5

Ordered, That the committee of the whole be denied leave to sit again.

The Senate adjourned until 10 o'clock to-morrow morning.

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WEDNESDAY, 10 *O'CLOCK*, *A. M.—APRIL* 25, 1832.

The Senate met pursuant to adjournment.

The clerk announced to the Senate, that the President had signified that he should not take the chair this morning.

Thereupon,

The Senate proceeded to choose by ballot a President pro tempore; and the ballots having been taken and counted, it appeared that the Hon. Nathaniel P. Tallmadge was duly elected; and having been conducted to the chair by Mr. McLean and Mr. Fisk, addressed the Senate as follows:

GENTLEMEN--

For this renewed expression of your confidence, I beg leave to tender you my sincere acknowledgments. The duties which have occasionally devolved on me, during the past year, in presiding over your deliberations, both in your legislative and judicial capacity, I have endeavored to discharge with fidelity and impartiality. As to the future, I can only promise my best exertions to perform the duties of the station to which you have again called me, and with your indulgence, hope to be able to discharge them in a manner to merit your approbation.

Ordered, That Mr. Westcott and Mr. Fisk wait upon his excellency the Governor, and inform him that the Senate have appointed the Hon. Nathaniel P. Tallmadge, President pro tempore.

Ordered, That Mr. Edmonds and Mr. Armstrong wait upon the Assembly with a like message.

Mr. Edmonds reported, that Mr Armstrong and himself had waited on the Assembly, and delivered the message of the Senate.

Mr. Westcott, from the committee on roads and bridges, reported without amendment, the bill from the Assembly, entitled "An act authorising the president and directors of the Albany and Delaware turnpike company to abandon a part of said turnpike road;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Westcott, from the same committee, reported with amendments, the bill from the Assembly, entitled "An act to incorporate the Saratoga turnpike company;" which was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

Mr. Allen, from the committee on banks and insurance companies, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the Monroe insurance company of New-York;" which was committed to a committee of the whole.

Mr. Beardsley, from the committee on the judiciary, reported against the bill from the Assembly, entitled "An act authorising the appointment of a supreme court commissioner to reside in the village of Ellicottville, in the county of Cattaraugus;" which was committed to a committee of the whole.

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Mr. Westcott reported, that Mr. Fisk and himself had waited on his excellency the Governor, and delivered the message of the Senate.

Mr. Allen, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to amend the act entitled 'An act to incorporate the trustees of St. Mary's church in the city of New-York;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Deitz, from a select committee, reported with amendments, the bill from the Assembly, entitled "An act to incorporate the Jackson spring water works company;" which was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act for the relief of the heirs of David Barnes."

Also the bill entitled "An act to amend the act entitled 'An act to provide for the instruction of the indigent deaf and dumb within this State,' passed April 16th, 1822."

Also the bill entitled "An act to authorise the formation of fire companies."

E. T. THROOP.

Albany, April 23, 1832.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act to amend the charter of the Jackson marine insurance company of the city of New-York."

Also the bill entitled "An act to incorporate the Auburn and Canal rail-road company."

Also the bill entitled "An act to authorise the supervisors of Oneida county, to defray the expenses incurred under the provisions of the Revised Statutes relating to habitual drunkards."

Also the bill entitled "An act providing for the distribution of the Electoral Law."

Also the bill entitled "An act altering the time of electing representatives in the twenty-third Congress of the United States."

Also the bill entitled "An act to incorporate the president and directors of the Centre bridge company in the village of Unadilla."

Also the bill entitled "An act concerning costs in certain suits brought in the name of the people."

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Also the bill entitled "An act to authorise the superintendent of the Onondaga salt springs to lease lots, and for other purposes."

Also the bill entitled "An act for the relief of the Stockbridge Indians."

Also the bill entitled "An act authorising Virgil Whitney and Hazard Lewis to erect a dam across the Susquehannah river."

E. T. THROOP.

Albany, April 24, 1832.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act for the relief of Ann Mary La Coste:"

"An act for the relief of Ruth Moor:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to the committee on the judiciary.

A bill was received from the Assembly for concurrence, entitled "An act to continue the act entitled 'An act relative to the Cayuga marshes and swamp lands in the valley of the Seneca lake,' passed April 26, 1831;" which was read the first time, and by unanimous consent, was also read a second time, and referred to a select committee, consisting of the members attending the Senate from the seventh senate district.

Two bills were received from the Assembly for concurrence, of the following titles, to wit:

"An act to extend for a limited period the act to establish the ferry at Black Rock:"

"An act to authorise the supervisors of the county of Monroe, to raise money to build a bridge across the Genesee river at North Rochester:"

Which were severally read the first time, and by unanimous consent, were also read a second time, and referred to a select committee, consisting of the members attending the Senate from the eighth senate district.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Atlas insurance company in the city of New-York;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on banks and insurance companies.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the Saratoga Springs and Schuylerville railroad company;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on rail-roads.

A bill was received from the Assembly for concurrence, entitled "An act to amend the act relating to common schools;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on literature.

A bill was received from the Assembly for concurrence, entitled "An act to incorporate the East New-York Manufacturingville company;" which was read the first time, and by unanimous consent,

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was also read a second time, and referred to the committee on manufactures.

Nine several bills were received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended them accordingly, of the following titles, to wit:

"An act to incorporate the Utica and Susquehannah rail-road company:"

"An act in relation to the superintendents of the poor of the several counties of this State:"

"An act to amend an act entitled 'An act to incorporate the village of Hamilton, in the county of Madison,' passed April 12th, 1816:"

"An act for the prevention of fraud in the sale of oils:"

"An act to incorporate the Fish-House and Amsterdam rail-road company:"

"An act to authorise the board of supervisors of Ontario county to raise certain monies for the purpose of the poor in said county:"

"An act amending the act to incorporate the Northern missionary society:"

"An act to incorporate the Northwestern insurance company:"

"An act relative to roads and bridges in the town of Milton, in the county of Saratoga:"

The said amended bills having been examined,

Ordered, That the clerk return them to the Assembly.

Nine bills were returned by the Assembly, with a message that they had passed the same severally without amendment, of the following titles, to wit:

"An act to amend an act entitled 'An act for the relief of the Orphan Asylum society in the city of New-York:'"

"An act authorising the president, directors and company of the Otsego lake turnpike company to remove their toll-gate:"

"An act for the relief of George Deming:"

"An act to incorporate the Poughkeepsie manufacturing company:"

"An act to amend the charter of the Poughkeepsie savings bank:"

"An act to extend the time for filling up the stock of the Neptune Bell marine insurance company of New-York:"

"An act to incorporate the village of Fort-Plain, in the county of Montgomery:"

"An act regulating suits on bills of exchange and promissory notes:"

"An act to incorporate the Rome aqueduct company:"

Which were presented to his excellency the Governor, by the clerk.

Ordered, That the committee on banks andinsurance companies be discharged from the further consideration of the petition for a bank in Steuben county, to be located at Hammonsport.

Ordered, That the select committee from the first senate district be discharged from the further consideration of the petition of William Simpson, for an amendment of the law relating to the inspecting of tobacco.

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Ordered, That the select committee on the Governor's message be discharged from the further consideration of the memorial of Dr. White.

Ordered, That the committee on the judiciary be discharged from the further consideration of the memorial of Adam Hoops, and the report of the Attorney-General relative to a tax on incorporated companies.

Ordered, That the committee on state prisons be discharged from the further consideration of several memorials of the mechanics of the fifth ward of the city of Albany, and others, and that they have leave to withdraw said memorials.

Mr. Tracy, from a select committee, reported without amendment the bill from the Assembly, entitled "An act to extend for a limited period the act to establish the ferry at Black-Rock;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Mather, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to continue the act entitled 'An act relative to the Cayuga marshes and swamp lands in the valley of the Seneca lake,' passed April 26, 1831;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Fuller, from a select committee, reported without amendment, the bill from the Assembly, entitled "An act to authorise the supervisors of the county of Monroe to raise money to build a bridge across the Genesee river at North Rochester;" which was agreed to by the Senate, and the bill ordered to a third reading.

On motion of Mr. Allen,

Resolved, That the Attorney-General prepare a bill, embracing the suggestions in his report of the 11th of April, 1832, on the subject of the tax on incorporated companies, and that he report such bill to the Legislature at their next session.

The bill from the Assembly, entitled "An act for the relief of Samuel Barnum and Hezekiah Howell," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Hubbard	Mr. Quackenbos	
Mr. Cary	Mr. Lynde	Mr. Rexford	
Mr. Conklin	Mr. Macdonald	Mr. Seward	
Mr. Cropsey	Mr. Mather	Mr. Sherman	
Mr. Deitz	Mr. Maynard	Mr. Tallmadge	
Mr. Fisk	Mr. McDowell	Mr. Tracy	
Mr. Foster	Mr. McLean	Mr. Westcott	
Mr. Gere			22

FOR THE NEGATIVE.

Mr. Armstrong	Mr. Bronson	Mr. Fuller	
Mr. Beardsley	Mr. Dodge	Mr. Lansing	6

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The bill from the Assembly, entitled "An act to incorporate the Catskill classical school," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. McDowell	
Mr. Armstrong	Mr. Fuller	Mr. McLean	
Mr. Beardsley	Mr. Gere	Mr. Quackenboss	
Mr. Bronson	Mr. Halsey	Mr. Rexford	
Mr. Cary	Mr. Hubbard	Mr. Seward	
Mr. Conklin	Mr. Lansing	Mr. Sherman	
Mr. Cropsey	Mr. Lynde	Mr. Tallmadge	
Mr. Deitz	Mr. Macdonald	Mr. Tracy	
Mr. Dodge	Mr. Mather	Mr. Westcott	
Mr. Fisk	Mr. Maynard		29

The bill from the Assembly, entitled "An act to amend the act entitled 'An act to incorporate the trustees of St. Mary's church in the city of New-York;" was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. McDowell	
Mr. Armstrong	Mr. Foster	Mr. McLean	
Mr. Beardsley	Mr. Fuller	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Seward	
Mr. Cary	Mr. Hubbard	Mr. Sherman	
Mr. Conklin	Mr. Lansing	Mr. Tallmadge	
Mr. Cropsey	Mr. Macdonald	Mr. Tracy	
Mr. Deitz	Mr. Mather	Mr. Westcott	
Mr. Dodge	Mr. Maynard		26

The bill from the Assembly, entitled "An act to authorise the supervisors of the county of Monroe, to raise money to build a bridge across the Genesee river at North Rochester," was read the third time and passed.

The bill from the Assembly, entitled "An act authorising the president and directors of the Albany and Delaware turnpike company, to abandon a part of said turnpike road," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. McLean
Mr. Armstrong	Mr. Foster	Mr. Quackenboss
Mr. Beardsley	Mr. Fuller	Mr. Rexford
Mr. Bronson	Mr. Gere	Mr. Seward

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Mr. Cary	Mr. Halsey	Mr. Sherman	
Mr. Conklin	Mr. Lansing	Mr. Tallmadge	
Mr. Cropsey	Mr. Lynde	Mr. Tracy	
Mr. Deitz	Mr. Macdonald	Mr. Westcott	
Mr. Dodge	Mr. McDowell		26

FOR THE NEGATIVE.

Mr. Hubbard 1

The bill from the Assembly, entitled "An act to continue the act entitled 'An act relative to the Cayuga marshes and swamp lands in the valley of the Seneca lake,' passed April 26, 1831," was read the third time and passed.

The bill from the Assembly, entitled "An act to extend for a limited period the act to establish the ferry at Black-Rock," was read the third time and passed.

The bill from the Assembly, entitled "An act for the relief of Michael Anthony, and to satisfy the claims of Joseph Anthony," was read the third time and passed.

Ordered, That the clerk deliver the said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

The bill from the Assembly, entitled "An act to incorporate the Society of Mechanics and Manufacturers of the county of Kings," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. McDowell	
Mr. Armstrong	Mr. Gere	Mr. McLean	
Mr. Beardsley	Mr. Halsey	Mr. Quackenboss	
Mr. Bronson	Mr. Hubbard	Mr. Rexford	
Mr. Cary	Mr. Lansing	Mr. Seward	
Mr. Conklin	Mr. Lynde	Mr. Sherman	
Mr. Cropsey	Mr. Macdonald	Mr. Tallmadge	
Mr. Deitz	Mr. Mather	Mr. Tracy	
Mr. Dodge	Mr. Maynard	Mr. Westcott	27

The bill from the Assembly, entitled "An act to incorporate the Jackson spring water works company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. McDowell
Mr. Armstrong	Mr. Gere	Mr. McLean
Mr. Beardsley	Mr. Hubbard	Mr. Quackenboss

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Mr. Bronson	Mr. Lansing	Mr. Seward
Mr. Cary	Mr. Lynde	Mr. Sherman
Mr. Conklin	Mr. Macdonald	Mr. Tallmadge
Mr. Cropsey	Mr. Mather	Mr. Tracy
Mr Deitz	Mr. Maynard	Mr. Westcott
Mr. Dodge		25

The bill from the Assembly, entitled "An act for the relief of Darius Eggleston," with the engrossed amendments, was read the third time and passed.

The bill from the Assembly, entitled "An act to amend an act entitled 'An act to incorporate the Greenbush and Schodack academy," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fuller	Mr. McDowell
Mr. Armstrong	Mr. Gere	Mr. McLean
Mr. Beardsley	Mr. Halsey	Mr. Quackenboss
Mr. Bronson	Mr. Hubbard	Mr. Rexford
Mr. Cary	Mr. Lansing	Mr. Seward
Mr. Conklin	Mr. Lynde	Mr. Sherman
Mr. Cropsey	Mr. Macdonald	Mr. Tallmadge
Mr. Dodge	Mr. Mather	Mr. Tracy
Mr. Fisk	Mr. Maynard	Mr. Westcott
Mr. Foster		28

The bill from the Assembly, entitled "An act to incorporate the village of Pulaski, in the county of Oswego," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. McDowell
Mr. Armstrong	Mr. Fuller	Mr. McLean
Mr. Beardsley	Mr. Gere	Mr. Quackenboss
Mr. Bronson	Mr. Halsey	Mr. Rexford
Mr. Cary	Mr. Hubbard	Mr. Seward
Mr. Conklin	Mr. Lansing	Mr. Sherman
Mr. Cropsey	Mr. Lynde	Mr. Tallmadge
Mr. Deitz	Mr. Macdonald	Mr. Tracy
Mr. Dodge	Mr. Mather	Mr. Westcott
Mr. Fisk	Mr. Maynard	29

***Ordered*, That the clerk deliver said bills to the Assembly, and inform them that the Senate have passed the same severally with the amendments therewith delivered.**

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The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the New-York marble cemetery;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, from the said committee, reported the same without amendment; which report was agreed to by the Senate, and the bill ordered to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the relief of Niel Brown;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Allen, from the said committee, reported that the committee had rejected the first section of the bill.

Mr. President put the question on agreeing to said report, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE NEGATIVE.

Mr. Allen	Mr. Gere	Mr. McLean	
Mr. Deitz	Mr. Lansing	Mr. Quackenboss	
Mr. Fisk	Mr. Macdonald	Mr. Tallmadge	9

FOR THE AFFIRMATIVE.

Mr. Armstrong	Mr. Maynard	Mr. Tracy	
Mr. Cary	Mr. Seward	Mr. Westcott	
Mr. Cropsey			7

Mr. McLean then made a motion to restore the first section of said bill.

Ordered, That said motion be laid on the table.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the relief of Philip Schuyler and others;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Macdonald, from the said committee, reported progress.

Thereupon,

On motion of Mr. Edmonds,

Resolved, That the bill entitled "An act for the relief Philip Schuyler and others," be referred to the canal board, who shall report thereon to the next Legislature, with such information as they can procure in relation to the course heretofore pursued in regard to fences on all the canals in this State, and whether the same have been uniformly built and kept in repair at the expense of the State, or to what extent they have been so built or kept in repair, and whether the expense of such building or repairs has been awarded and paid to the owners of the lands through which the canals were constructed, or to what extent, and on what parts of the canals, such expenses have been awarded and paid.

Mr. Maynard, from the committee on rail-roads, reported with amendments, the bill from the Assembly, entitled "An act to incorporate the Saratoga and Schuylerville rail-road company;" which

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was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the village of Gaines, in the county of Orleans;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Fuller, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

Mr. Bronson, from the committee on finance, by unanimous consent, brought in a bill, entitled "An act relative to the stock issued to John Jacob Astor;" which was read the first time, and by unanimous consent, was also read a second time, and ordered to be engrossed for a third reading.

Mr. Armstrong, from the committee on manufactures, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the East New-York Manufacturingville company;" which was committed to a committee of the whole.

Mr. McLean, from the committee on literature, reported without amendment, the bill from the Assembly, entitled "An act to amend the act relating to common schools;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Edmonds, from the committee on conference, on the bill entitled "An act to incorporate the city of Rochester," made a report thereon.

[*See Senate Document No.* 113.]

After the consideration of executive business, the Senate adjourned until 4 o'clock, this afternoon.

4 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to incorporate the East New-York Manufacturingville company;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported the same with amendments.

Ordered, That said report be laid on the table.

On motion of Mr. Rexford,

Ordered, That the bill from the Assembly, entitled "An act to incorporate the Monroe insurance company of New-York," be postponed until the first Monday of December next.

Mr. Beardsley, from the committee on the judiciary, reported without amendment, the bill from the Assembly, entitled "An act for the relief of Ruth Moor;" which was agreed to by the Senate, and the bill ordered to a third reading.

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Resolved, That the petitioners for the Troy bank, have leave to withdraw their petition.

The bill from the Assembly, entitled "An act to incorporate the Saratoga and Schuylerville rail-road company," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Dodge	Mr. Maynard	
Mr. Armstrong	Mr. Edmonds	Mr. McLean	
Mr. Beardsley	Mr. Fisk	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Cary	Mr. Halsey	Mr. Seward	
Mr. Conklin	Mr. Hubbard	Mr. Tallmadge	
Mr. Cropsey	Mr. Lansing	Mr. Tracy	
Mr. Deitz	Mr. Macdonald	Mr. Westcott	24

The bill from the Assembly, entitled "An act to incorporate the village of Gaines, in the county of Orleans," with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Maynard	
Mr. Armstrong	Mr. Foster	Mr. McLean	
Mr. Beardsley	Mr. Fuller	Mr. Quackenboss	
Mr. Cary	Mr. Gere	Mr. Rexford	
Mr. Conklin	Mr. Halsey	Mr. Seward	
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Tracy	
Mr. Dodge	Mr. Macdonald	Mr. Westcott	
Mr. Edmonds			25

Ordered, That the clerk deliver said bills to the Assembly, and inform them that the Senate have passed the same severally with the amendments therewith delivered.

The bill from the Assembly, entitled "An act for the relief of Ruth Moor;" was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Dodge	Mr. McLean
Mr. Armstrong	Mr. Fisk	Mr. Quackenboss
Mr. Beardsley	Mr. Gere	Mr. Rexford
Mr. Bronson	Mr. Halsey	Mr. Seward

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Mr. Cary	Mr. Hubbard	Mr. Sherman	
Mr. Conklin	Mr. Lansing	Mr. Tallmadge	
Mr. Cropsey	Mr. Macdonald	Mr. Westcott	
Mr. Deitz	Mr. Maynard		23

The bill from the Assembly, entitled "An act to amend the act relating to common schools," was read the third time and passed.

The bill from the Assembly, entitled "An act to incorporate the New-York city marble cemetery," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Dodge	Mr. Maynard	
Mr. Armstrong	Mr. Edmonds	Mr. McLean	
Mr. Beardsley	Mr. Fisk	Mr. Quackenboss	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Cary	Mr. Halsey	Mr. Seward	
Mr. Conklin	Mr. Hubbard	Mr. Tallmadge	
Mr. Cropsey	Mr. Lansing	Mr. Tracy	
Mr. Deitz	Mr. Macdonald	Mr. Westcott	24

The bill from the Assembly, entitled "An act to incorporate the Saratoga turnpike company," was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Dodge	Mr. Macdonald	
Mr. Armstrong	Mr. Edmonds	Mr. Maynard	
Mr. Beardsley	Mr. Fisk	Mr. Quackenboss	
Mr. Bronson	Mr. Fuller	Mr. Rexford	
Mr. Cary	Mr. Gere	Mr. Seward	
Mr. Conklin	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Hubbard	Mr. Tallmadge	
Mr. Deitz	Mr. Lansing	Mr. Westcott	24

Ordered, That the clerk return said bills to the Assembly, and inform them that the Senate have passed the same severally without amendment.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act to amend the act entitled 'An act to incorporate the Rensselaer school;'" and after some time spent thereon, Mr. President resumed the chair, and Mr. Beardsley, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

Three bills were returned by the Assembly, with a message that they had passed the same severally without amendment, of the following titles, to wit:

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"An act imposing a tax on dogs in the counties of Richmond, Rockland and Westchester:"

"An act in relation to state prisons:"

"An act for the more effectual improvement of roads and bridges:"

Which were delivered to his excellency the Governor by the clerk.

The bill from the Assembly, entitled "An act to amend the act entitled 'An act to incorporate the Rensselaer school,'" with the engrossed amendments, was read the third time and passed; two-thirds of all the members elected to the Senate voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Foster	Mr. McLean
Mr. Beardsley	Mr. Fuller	Mr. Rexford
Mr. Bronson	Mr. Halsey	Mr. Seward
Mr. Conklin	Mr. Hubbard	Mr. Sherman
Mr. Cropsey	Mr. Lansing	Mr. Tallmadge
Mr. Dodge	Mr. Macdonald	Mr. Tracy
Mr. Edmonds	Mr. Maynard	Mr. Westcott
Mr. Fisk		22

Ordered, That the clerk deliver the said bill to the Assembly, and inform them that the Senate have passed the same with the amendments therewith delivered.

A bill was received from the Assembly for concurrence, entitled "An act to provide for the payment of certain officers and expenses of government;" which was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on finance.

Then the Senate adjourned until 10 o'clock to-morrow morning.

THURSDAY, 10 *O'CLOCK*, *A. M.—APRIL* 26, 1832.

The Senate met pursuant to adjournment.

Mr. Allen, from the committee on banks and insurance companies, reported without amendment, the bill from the Assembly, entitled "An act to incorporate the Atlas insurance company;" which was agreed to by the Senate, and the bill ordered to a third reading.

Mr. Bronson, from the committee on finance, reported with amendments, the bill from the Assembly, entitled "An act for the payment of certain officers and expenses of government;" which was committed to a committee of the whole.

Mr. Beardsley, from the committee on the judiciary, reported the bill from the Assembly, entitled "An act to confirm the election

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of town officers in the town of Shelter-Island, in the county of Suffolk."

On motion of Mr. Conklin,

Ordered, That said bill be indefinitely postponed.

Mr. Beardsley, from the same committee, reported without amendment, the bill from the Assembly, entitled "An act for the relief of Ann Mary La Coste;" which was committed to a committee of the whole.

The report of the committee of the whole on the bill from the Assembly, entitled "An act to divide the town of Middlesex, in the county of Yates," was agreed to, and the bill ordered to a third reading.

Nine several bills were received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended them accordingly, of the following titles, to wit:

"An act to incorporate the Saratoga and Schuylerville rail-road company:"

"An act to incorporate the Otsego rail-road company:"

"An act to incorporate the village of Gaines, in the county of Orleans:"

"An act to amend an act entitled 'An act to incorporate the Rensselaer school:'"

"An act for the relief of Darius Eggleston:"

"An act to incorporate the village of Pulaski, in the county of Oswego:"

"An act to amend the charter of the College of Pharmacy in the city of New-York:"

"An act to incorporate the Jackson spring water works company:"

"An act to incorporate the Society of Mechanics and Manufacturers of the county of Kings:"

The said amended bills having been examined,

Ordered, That the clerk return them to the Assembly.

Eighteen bills were returned by the Assembly, with a message that they had passed the same severally without amendment, of the following titles, to wit:

"An act to amend an act entitled 'An act for laying out and regulating certain roads over the Esopus low lands, in the county of Ulster, and for ascertaining the lines between the towns of Goshen, Warwick and Minisink, in the county of Orange,' passed 18th March, 1791:"

"An act providing for the sale of lands belonging to this State lying upon and near Wook creek, in the county of Oneida, and the St. Regis reservation:"

"An act further to amend an act entitled 'An act to incorporate the village of Auburn,' passed April 18th, 1815:"

"An act for the relief of Daniel Clarke:"

"An act for the support of the government of this State:"

"An act to settle the claims of John C. McLean:"

"An act concerning escheats, and to derive a revenue therefrom:"

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"An act to extend the charter of the Manchester manufacturing company:"

"An act relating to common schools:"

"An act to prevent the abatement of suits by or against corporations in certain cases:"

"An act to incorporate the Poughkeepsie silk company:"

"An act to incorporate the Schenectady and Duanesburgh turnpike company:"

"An act to incorporate the Ticonderoga and Schroon turnpike road:"

"An act to authorise the Warwick and Minisink turnpike road company, to abandon a part of their road:"

"An act to incorporate the Hudson and Berkshire rail-road company:"

"An act to incorporate the New-York State agricultural society:"

"An act for the relief of the Seamen's bank for savings in the city of New-York:"

"An act to extend for a limited period the charter of the Allegany coal company:"

Which were presented to his excellency the Governor, by the clerk.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act to extend the time for filling up the stock of the Neptune Bell marine insurance company of New-York."

Also the bill entitled "An act to amend the charter of the Poughkeepsie savings bank."

Also the bill entitled "An act to incorporate the Poughkeepsie manufacturing company."

Also the bill entitled "An act imposing a tax on dogs in the counties of Richmond, Rockland and Westchester."

Also the bill entitled "An act in relation to state prisons."

Also the bill entitled "An act for the more effectual improvement of road and bridges."

Also the bill entitled "An act to incorporate the Rome aqueduct company."

Also the bill entitled "An act regulating suits on bills of exchange and promissory notes."

Also the bill entitled "An act to incorporate the village of Fort-Plain, in the county of Montgomery."

Also the bill entitled "An act for the relief of George Deming."

Also the bill entitled "An act authorising the president, directors and company of the Otsego lake turnpike to remove their toll-gate."

Also the bill entitled "An act to amend an act entitled 'An act for the relief of the Orphan Asylum society in the city of New-York.'"

E. T. THROOP.

Albany, April 25, 1832.

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A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act to extend for a limited period the charter of the Allegany coal company."

E. T. THROOP.

Albany, April 26, 1832.

The tenth joint rule of the two houses having been suspended by resolution in relation to the bill from the Assembly, entitled "An act to carry into effect more fully the provisions of the act to abolish imprisonment for debt, and to punish fraudulent debtors, passed April 26, 1832:"

Thereupon,

The said bill was read the first time, and by unanimous consent, was also read a second time, and referred to the committee on the judiciary.

Three bills were received from the Assembly, with a message that they had passed the same severally with the amendments therewith delivered, of the following titles, to wit:

"An act concerning the court of errors:"

"An act to amend the act part first, title first, article first, chapter seventeenth, of the Revised Statutes, 'Of the inspection of flour and meal:'"

"An act concerning the inspection of beef and pork:"

The said amendments having been read,

Resolved, That the Senate do concur with the Assembly in their amendments to said bills.

Ordered, That the clerk deliver said bills and a copy of said resolution to the Assembly.

A copy of a resolution was received from the Assembly, informing, that they had concurred in the resolution of the Senate amending the constitution in relation to the duty on salt, and the sales of goods by auction.

The bill entitled "An act to amend an act to create a fund for the benefit of the creditors of certain monied corporations, and for other purposes," was received from the Assembly, with a message that they had passed the same with the amendments therewith delivered.

The said amendments having been read,

Resolved, That the Senate do not concur with the Assembly in their amendments to the third section of the said bill, and do concur in their amendment, by striking out the fifth section, allowing the Bank Commissioners five hundred dollars in addition to their salaries.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

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Ordered, That the petitioners for a division of certain wards in the city of Albany, have leave to withdraw their papers, &c.

Three bill were returned by the Assembly, with a message that they had passed the same severally without amendment, of the following titles, to wit:

"An act concerning the inspection of beef and pork:"

"An act concerning the court for the correction of errors:"

"An act to amend the act, part first, title first, article first, chapter seventeenth, of the Revised Statutes, 'Of the inspection of flour and meal:"

Which were presented to his excellency the Governor by the clerk.

The bill entitled "An act to amend an act entitled 'An act to incorporate the Greenbush and Schodack academy," was received from the Assembly, with a message that they do not concur in the amendments of the Senate to said bill.

Mr. Edmonds made a motion that the Senate recede from their amendments to the same.

Mr. President put the question on agreeing to said motion, and it was decided in the negative; two-thirds of all the members elected to the Senate not voting in favor thereof, as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Deitz	Mr. Hubbard	
Mr. Beardsley	Mr. Edmonds	Mr. McLean	
Mr. Bronson	Mr. Fisk	Mr. Quackenboss	
Mr. Conklin	Mr. Foster	Mr. Sherman	
Mr. Cropsey	Mr. Gere	Mr. Tallmadge	15

FOR THE NEGATIVE.

Mr. Dodge	Mr. Maynard	Mr. Tracy	
Mr. Lansing	Mr. Rexford	Mr. Westcott	
Mr. Macdonald	Mr. Seward		8

Thereupon,

Resolved, That the Senate do adhere to their amendment to said bill.

Ordered, That the clerk deliver said bill and a copy of said resolution to the Assembly.

Mr. McLean made a motion to amend the report of the committee of the whole, on the bill entitled "An act for the relief of Neil Brown," by restoring the first section thereof.

Mr. President put the question on agreeing to the said motion, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

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FOR THE NEGATIVE.

Mr. Armstrong	Mr. Foster	Mr. Rexford
Mr. Bronson	Mr. Gere	Mr. Seward
Mr. Cary	Mr. Halsey	Mr. Sherman
Mr. Conklin	Mr. Macdonald	Mr. Tracy
Mr. Cropsey	Mr. Maynard	Mr. Westcott
Mr. Deitz		16

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Fisk	Mr. Quackenboss
Mr. Beardsley	Mr. Hubbard	Mr. Tallmadge
Mr. Edmonds	Mr. McLean	6

On motion of Mr. Bronson,

Resolved, That the clerk of the Senate deposit in the office of the Surveyor-General, the maps which have accompanied the applications for, and divisions and alterations of towns at the present session.

Resolved, That there be paid to Amos Andrews, two dollars and fifty cents per day for each day he has attended the Senate during the present session of the Senate as porter; and to Benjamin T. Vernor one dollar and fifty cents for each day he has attended the Senate as messenger thereof, as part of the contingent expenses of the Senate, pursuant to section seventh of title sixth of chapter seventh of the first part of the Revised Statutes.

On motion of Mr. Foster,

Resolved, That the clerk of the Senate cause to be bound in boards with leather backs, the documents of the Senate and Assembly, with an index thereto, and pay the expenses thereof out of the contingent fund of the Senate; and that the same be forwarded by the Secretary of State, with the Journals, to the several county clerks' offices, for the use of the members entitled to the same.

Ordered, That John N. Campbell have leave to withdraw his petition and documents.

On motion of Mr. McLean,

Resolved unanimously, That the thanks of the Senate be presented to the Hon. Edward P. Livingston, President thereof, for his faithful, impartial, and dignified discharge of the duties of that station.

Ordered, That the clerk deliver a copy of said resolution to the Lieutenant-Governor.

A communication was received from his honor the Lieutenant-Governor, and read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

The resolution of your honorable body, approving the manner in which I have performed the duties of a station which has connected us so intimately, I have duly received, and beg leave to offer my

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sincere expressions of gratitude. Supported by your friendly aid, I have endeavored to act with impartiality, relying at all times on your willingness to maintain that order so necessary to the correct procedure of legislative assemblies.

To your deliberations I feel much indebted for an extended knowledge of the various interests and resources of our State, and trust that its wealth and population will continue to increase, and the civil and religious privileges we so highly value may never be diminished.

Unless we shall again be assembled at the request of the Executive, it is not probable that I shall ever again have the honor of acting as the President of the Senate. Allow me then to request that each of you will accept my best wishes for your health and welfare, and to hope that the labors in which we have been engaged will tend to the prosperity of our fellow citizens who for a limited time have entrusted many of their dearest interests to our care.

I remain, very respectfully,
Your obedient,
EDWARD P. LIVINGSTON.

Ordered, That the petitioners for the incorporation of the village of Skeneateles, have leave to withdraw their petition.

The bill from the Assembly, entitled "An act to divide the town of Middlesex, in the county of Yates," was read the third time and passed.

Ordered, That the clerk deliver the said bill to the Assembly, and inform them that the Senate have passed the same without amendment.

The Senate then resolved itself into a committee of the whole, on the bill from the Assembly, entitled "An act for the payment of certain officers and expenses of government;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Edmonds, from the said committee, reported the same with amendments; which report was agreed to by the Senate, the amendments ordered to be engrossed, and the bill to a third reading.

The amendments having be engrossed,

The said bill was read the third time and passed.

Ordered, That the clerk deliver the said bill to the Assembly, and inform them that the Senate have passed the same with the amendments therewith delivered.

Mr. Beardsley, from the committee on the judiciary, reported without amendment, the bill from the Assembly, entitled "An act to carry into effect more fully the provisions of the act to abolish imprisonment for debt, and to punish fraudulent debtors, passed April 26, 1832;" which was committed to a committee of the whole.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

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TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act relating to common schools."

Also the bill entitled "An act to incorporate the Hudson and Berkshire rail-road company."

Also the bill entitled "An act to incorporate the New-York State agricultural society."

Also the bill entitled "An act for the support of the government of this State."

Also the bill entitled "An act to settle the claims of John C. McLean."

Also the bill entitled "An act concerning escheats, and to derive a revenue therefrom."

Also the bill entitled "An act to incorporate the Schenectady and Duanesburgh turnpike company."

Also the bill entitled "An act to incorporate the Poughkeepsie silk company."

Also the bill entitled "An act to prevent the abatement of suits by or against corporations, in certain cases."

Also the bill entitled "An act for the relief of Daniel Clarke."

Also the bill entitled "An act to authorise the Warwick and Minisink turnpike road company, to abandon a part of their road."

Also the bill entitled "An act to incorporate the Ticonderoga and Schroon turnpike road company."

Also the bill entitled "An act providing for the sale of lands belonging to this State lying upon and near Wook creek, in the county of Oneida, and the St. Regis reservation."

Also the bill entitled "An act further to amend an act entitled 'An act to incorporate the village of Auburn,' passed April 18th, 1815."

Also the bill entitled "An act concerning the courts for the correction of Errors."

Also the bill entitled "An act extending the charter of the Manchester manufacturing company."

Also the bill entitled "An act to amend an act entitled 'An act for laying out and regulating certain roads over the Esopus low lands, in the county of Ulster, and for ascertaining the lines between the towns of Goshen, Warwick and Minisink, in the county of Orange,' passed 18th March, 1791."

Also the bill entitled "An act to amend the act, part first, title first, article first, chapter seventeenth, of the Revised Statutes, 'Of the inspection of flour and meal.'"

Also the bill entitled "An act for the relief of the Seaman's bank for savings in the city of New-York."

Also the bill entitled "An act concerning the inspection of beef and pork."

E. T. THROOP.

Albany, April 26, 1832.

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The bill entitled "An act to amend an act entitled 'An act to incorporate the Greenbush and Schodack academy,'" was received from the Assembly, with a message that they had receded from their resolution of non-concurrence to the amendments of the Senate to the said bill, and had amended the same accordingly.

The said amended bill having been examined,

Ordered, That the clerk return the same to the Assembly.

The bill entitled "An act for the payment of certain officers and expenses of government," was received from the Assembly, with a message that they had concurred in the amendments of the Senate to the same, and had amended it accordingly.

The said amended bill having been examined,

Ordered, That the clerk return the same to the Assembly.

Ordered, That Mr. Dodge and Mr. Conklin wait upon the Assembly, and inform them that the Senate are about to adjourn.

Ordered, That Mr. Sherman and Mr. Halsey wait upon his excellency the Governor, and inform him that, unless his Excellency has some further communication to lay before the Legislature, the Senate will, with the concurrence of the Assembly, immediately adjourn.

Mr. Dodge reported, that Mr. Conklin and himself had waited upon the Assembly and delivered their message.

Mr. Sherman reported, that Mr. Halsey had waited upon his excellency the Governor, and delivered the message of the Senate, when his Excellency was pleased to say, that he had no further communication to make to the Legislature.

A message was received from the Assembly, delivered by Mr. Granger and Mr. Downing, informing that the Assembly were about to adjourn.

Thereupon,

Mr. President adjourned the Senate to meet again according to law.

JOHN F. BACON, *Clerk*.

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JOURNAL OF THE SENATE.

FIFTY-FIFTH SESSION—SECOND MEETING.

STATE OF NEW-YORK:

SENATE CHAMBER, CITY OF ALBANY,

THURSDAY, 12 O'CLOCK, M. JUNE 21, 1832.

Pursuant to a proclamation of his Excellency Enos T. Throop, Governor of the State of New-York, dated the 26th day of May, 1832, appointing this day, at the Capitol in the city of Albany, for the time and place of an extra meeting of the Senate, and which was read in the words following, to wit:

PROCLAMATION,

By Enos T. Throop, *Governor of the State of New-York.*

Whereas, by an act of Congress, passed the twenty-second day of the present month of May, the Representatives in the Congress of the United States, are apportioned among the several states according to the numbers which the several states are entitled to by the last census; whereby the act of the Legislature of this State, passed April 24, 1832, entitled "An act altering the time of electing Representatives in the twenty-third Congress of the United States," by a provision contained therein, is repealed, so far as it provides for a postponement of the next election of members of Congress; it has, therefore, become my duty to convene the Legislature of this State, that they may be enabled to provide for the election of the full number of Representatives in Congress to which this State is entitled by said apportionment.

I do, therefore, and in compliance with the provisions of the above mentioned act of the Legislature of this State, require the members of the Senate and Assembly of this State, to convene, as a Legislature, at the Capitol in the city of Albany, on *Thursday the 21st day of June next*, at twelve o'clock, at noon.

Given under my hand and the privy seal of this State, at the city of Albany, the twenty-sixth day of May, [L. S.] in the year of our Lord, one thousand eight hundred and thirty-two.

E. T. THROOP.

His Honor Nathaniel P. Tallmadge, President *pro tempore*, and the following gentlemen, members of the Senate from the eight senate districts in this State, appeared in the Senate Chamber:

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From the First District.

Stephen Allen, Alpheus Sherman,
Jonathan S. Conklin, Harman B. Cropsey.

From the Second District.

Samuel Rexford, David M. Westcott,
Nathaniel P. Tallmadge, Allan Macdonald.

From the Third District.

William Deitz, John W. Edmonds.
Herman I. Quackenboss,

From the Fourth District.

John McLean, William I. Dodge,
Isaac Gere, Josiah Fisk.

From the Fifth District.

William H. Maynard, Robert Lansing.

From the Sixth District.

John F. Hubbard, John G. McDowell.
Levi Beardsley,

From the Seventh District.

Hiram F. Mather, William H. Seward,
Thomas Armstrong, Jehiel H. Halsey.

From the Eighth District.

Philo C. Fuller, John Birdsall.

Ordered, That Mr. Hubbard and Mr. Rexford be a committee to wait on his excellency the Governor, and inform him that a quorum of the Senate have met, and are ready to receive any communication he may have to make to them.

Ordered, That Mr. Dodge and Mr. Mather be a committee to wait on the Assembly with a like message.

Mr. Hubbard reported that Mr. Rexford and himself had, pursuant to the order of the Senate, waited upon his excellency the Governor with their message, when his Excellency was pleased to say, that he would soon communicate to the Senate by message.

Mr. Dodge reported that Mr. Mather and himself, pursuant to the order of the Senate, had waited on the Assembly and delivered their message.

A message was received from the Assembly, delivered by Mr. Granger and Mr. Downing, informing the Senate that the Assembly had met, and were ready to proceed to business.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

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Fellow-Citizens of the Senate and of the Assembly.

At the opening of your last session, it was expected that the National Legislature would apportion among the States the representation in Congress, at a day so early as to enable you before your adjournment to divide the State into suitable election districts. Our hopes in this respect were not realized; and after a very laborious session, you adjourned, at the usual time, having previously provided by law for a contingent postponement of the next election, in case an apportionment should not be made. Since your adjournment, Congress has acted upon this subject, and fixed a ratio of representation in the popular branch of that body, by which our State is entitled to forty members, whereby the law postponing the election is annulled.

On the occurrence of this event, I have, in obedience to my constitutional duty, as well as in compliance with your expressed wishes, convened you at this time, that you might provide for the exercise by this State of its full voice in the councils of the nation. As this was my motive for calling you together at this unusual and uncomfortable season of the year, so it is the only business pertaining to your duties within my knowledge, now so urgent as to justify me in the exercise of this power. I am happy to be enabled to say this, and to express the belief that the public wants will not require of you to sacrifice your personal comforts and private interests to the duties of ordinary legislation, through a protracted session.

There is one other subject, however, which I feel bound to present to your consideration, and which may be disposed of without materially interfering with your special business, or prolonging your session. I allude to the supposed approach, at a time of unusual health within our State, of the Asiatic Cholera; a direful disease, which, having spread desolation over a great part of Asia, has advanced with rapid strides through Europe, and is now supposed to have crossed the Atlantic and to be frightfully busied in the work of death among our Canadian neighbors. It is certain that a very malignant disease, in its type resembling the much dreaded Cholera, is ravaging the hordes of squalid emigrants which have been recently disgorged from transport ships near our borders, and has been communicated from them to a portion of the population of the cities of Quebec and Montreal.

It has not been satisfactorily ascertained that the disorder has been communicated within our State, although a few cases of sudden death have occurred, which would not have attracted particular notice in ordinary times. Whether the disease which has proved so fatal in Canada is the Cholera, or has been produced by the very unfavorable circumstances under which an unusual number of the most destitute class of emigrants have been landed during warm weather, in a strange climate, cannot be known without a more minute and scientific examination of facts. But so far as facts have been ascertained, there is reason to believe that the two disorders, if of different character in other respects, resemble each other in these particulars, that they are caused by inattention to cleanliness, and by enfeebling dissipations and excesses, and may be communi-

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cated from one person to another in a tainted atmosphere. Cleanliness in and about houses and neighborhoods is believed to be the most effectual barrier against the spreading of this and other similar diseases.

Most of the emigrants who land in Canada direct their course towards the United States, with a view of settling there, and thus expose our fellow citizens to the contagion of diseases which they may bring with them. Heretofore it has not been deemed necessary to guard any avenue for the approach of infectious diseases, except the city of New-York, and our quarantine and health regulations relate chiefly to that city. No power now exists in any public officers or municipal authority elsewhere to interfere to prevent the introduction of disease into other parts of the State. We shall be annually exposed to similar incursions, and I respectfully recommend to you to pass such laws as may be necessary to enforce a sanative quarantine, at or near the other ordinary points of ingress to our State, and to invest the proper officers with sufficient power to act promptly and efficiently in times of alarm and emergency. An infinitely wise and just God has seen fit to employ pestilence as one means of scourging the human race for their sins, and it seems to be an appropriate one for the sins of uncleanliness and intemperance; and when we can trace its existence and propagation under any circumstances to certain causes, it is our duty to employ suitable means to remove those causes and to arrest its progress.

Having thus discharged our duty, we may repose with confidence upon a power, wisdom and mercy beyond our control or comprehension, to bless our exertions and prayers, by removing from us in due time existing calamities, or by averting those which may threaten.

E. T. THROOP.

Albany, June 21, 1832.

Ordered, That double the usual number of copies of said message be printed.

Resolved, That a committee be appointed, to consist of one member from each senate district, to report a bill for districting this State for the choice of Representatives in the Congress of the United States; and that Mr. Maynard, Mr. Sherman, Mr. Westcott, Mr. Edmonds, Mr. McLean, Mr. Beardsley, Mr. Armstrong and Mr. Birdsall, compose said committee.

On motion of Mr. Maynard,

Resolved, (if the Assembly concur,) That a joint committee, to consist of three members of the Senate and five members of Assembly, be appointed to inquire whether any further legal enactments are necessary for the preservation of health and the prevention of disease, and that said committee report by bill or otherwise: And that the part of the message of his excellency the Governor relating to the Asiatic Cholera, be referred to the said committee. And in case of concurrence, that Mr. Allen, Mr. Lansing and Mr. Fisk, be of said committee on the part of the Senate.

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On motion of Mr. Beardsley,

Resolved, That the committee on the judiciary be directed to inquire whether any new enactment be necessary in relation to protesting notes and bills of exchange, and that said committee report by bill or otherwise.

On motion of Mr. Maynard,

Ordered, That Erastus Willard have leave to withdraw his petition and the accompanying documents.

Then the Senate adjourned until 11 o'clock to-morrow morning.

FRIDAY, 11 *O'CLOCK, A. M.—JUNE* 22, 1832.

The Senate met pursuant to adjournment.

His honor the Lieutenant-Governor appeared in the Senate Chamber, and took the chair.

Mr. Bronson, a senator from the fifth district, and Mr. Lynde, a senator from the sixth district, appeared in the Senate Chamber and took their seats.

Mr. Tallmadge presented the petition of the trustees of the village of Poughkeepsie, and of the superintendents of the poor of the county of Dutchess, praying for additional powers in cases of pestilential diseases; which was read, and ordered to be laid upon the table.

Mr. Dodge presented the petition of Isaac Jackson, sheriff of Montgomery county, for relief for transporting prisoners; which was read.

Mr. Beardsley made a motion to lay said petition on the table.

Mr. President put the question on agreeing to said motion, and it was decided in the affirmative.

The yeas and nays being moved and seconded, were as follows, to wit:

FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Gere	Mr. McDowell
Mr. Armstrong	Mr. Halsey	Mr. McLean
Mr. Beardsley	Mr. Hubbard	Mr. Quackenboss
Mr. Bronson	Mr. Lansing	Mr. Rexford
Mr. Conklin	Mr. Lynde	Mr. Seward
Mr. Cropsey	Mr. Macdonald	Mr. Sherman
Mr. Deitz	Mr. Mather	Mr. Tallmadge
Mr. Dodge	Mr. Maynard	Mr. Westcott
Mr. Fisk		25

FOR THE NEGATIVE.

Mr. Fuller 1

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On motion of Mr. Dodge,

Ordered, That Isaac Jackson have leave to withdraw his petition and the accompanying documents.

On motion of Mr. Allen,

Ordered, That the question on agreeing to a concurrent resolution of yesterday, appointing a joint committee on the subject of the Asiatic cholera, &c. be reconsidered.

Thereupon,

Resolved, That Mr. Allen, Mr. Lansing and Mr. Fisk, be a committee to inquire whether any further legal enactments are necessary for the preservation of health and the prevention of disease, and that said committee report by bill or otherwise; and that the part of the message of his excellency the Governor relating to the Asiatic cholera, be referred to said committee.

Mr. Allen, from the said committee, made a report thereon, and brought in a bill, entitled "An act for the preservation of the public health;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 115.]

Ordered, That said bill be printed.

On motion of Mr. Seward,

Resolved, That the committee on state prisons be instructed to consider whether any new provisions are necessary in relation to the prevention of disease and the preservation of health in the state prisons, county jails and county poor-houses of this State.

Ordered, That the petition of the trustees of the village of Poughkeepsie, in relation to the preservation of health, &c. be referred to the committee of the whole, when on the bill entitled "An act for the preservation of the public health."

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act for the preservation of the public health;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Westcott, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

Mr. Beardsley presented the petition of sundry merchants and bankers of the city of Albany, for a law in relation to demanding payment and giving notice of protests of bills of exchange and promissory notes; which was read, and ordered to be laid on the table.

Ordered, That Mr. Deitz be appointed on the committee for districting the State into congressional districts, in place of Mr. Edmonds.

Then the Senate adjourned until 4 o'clock P. M.

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4 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

Mr. Seward, from the committee on enrolled bills, reported the bill entitled "An act for the preservation of the public health," as correctly engrossed.

Mr. Macdonald, from the committee on state prisons, who were instructed to consider whether it be necessary to enact any new provisions concerning the preservation of health and the prevention of disease in the state prisons, county jails and county poor-houses, made a report, and asked leave to introduce two sections, to be added to the bill now under consideration, as respects county jails and county poor-houses.

[*See Senate Document No.* 117.]

Thereupon,

Mr. Macdonald brought in said sections; which were read, and by unanimous consent, added to the bill entitled "An act for the preservation of the public health."

Mr. Allen asked for and, by unanimous consent, obtained leave to bring in a bill, entitled "An act to regulate the introduction of foreign emigrants into the city of New-York."

Thereupon,

Said bill was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Ordered, That the petition of sundry merchants and bankers of the city of Albany, for a law in relation to demanding payment and giving notice of protests of bills of exchange and promissory notes, be referred to the committee on the judiciary.

The engrossed bill entitled "An act for the preservation of the public health," was read the third time and passed.

Ordered, That the clerk deliver said bill to the Assembly, and request their concurrence to the same.

The bill entitled "An act for the preservation of the public health," was returned by the Assembly, with a message that they had passed the same without amendment; which were presented to his excellency the Governor by the clerk.

Then the Senate adjourned until 11 o'clock to-morrow morning.

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SATURDAY, 11 *O'CLOCK*, *A. M.—JUNE* 23, 1832.

The Senate met pursuant to adjournment.

Mr. Tracy and Mr. Cary, senators from the eighth district, appeared in the Senate Chamber, and took their seats.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to regulate the introduction of foreign emigrants into the city of New-York;" and after some time spent thereon, Mr. President resumed the chair, and Mr. McLean, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

After the consideration of executive business, the Senate adjourned until 11 o'clock on Monday morning.

MONDAY, 11 *O'CLOCK*, *A. M.—JUNE* 25, 1832.

The Senate met pursuant to adjournment.

Mr. Foster, a senator from the fifth distict, appeared in the Senate Chamber, and took his seat.

Mr. Maynard, from a select committee, reported a bill entitled "An act to divide the State into congressional districts;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Ordered, That said bill be printed.

Mr. Beardsley, from the committee on the judiciary, to whom was referred the petitions of several merchants and others, for a law concerning the service of notice of protests of promissory notes, &c. reported a bill entitled "An act concerning proceedings on negotiable securities during the existence of infectious diseases, and for other purposes;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Ordered, That said bill be printed.

Mr. Mather, from the committee on enrolled bills, reported the bill entitled "An act to regulate the introduction of foreign emigrants into the city of New-York," as correctly engrossed.

Thereupon,

The said engrossed bill was read the third time and passed.

Ordered, That the clerk deliver said bill to the Assembly and request their concurrence to the same.

Then the Senate adjourned until 11 o'clock to-morrow morning.

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TUESDAY, 11 *O'CLOCK, A. M.—JUNE* 26, 1832.

The Senate met pursuant to adjournment.

Mr. Bronson gave notice that he should ask for leave to introduce a bill in relation to the public health.

Mr. Bronson, pursuant to notice heretofore given, asked for and by unanimous consent obtained leave to bring in a bill, entitled "An act further to provide for the preservation of the public health."

Thereupon,

Mr. Bronson brought in said bill; which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

Ordered, That said bill be printed.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to divide the State into congressional districts;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Dodge, from said committee, reported the same with amendments; which was again read, in the words following, to wit:

AN ACT to divide the State into Congressional Districts.

The People of the State of New-York, represented in Senate and Assembly, do enact as follows:

SECTION 1. That for the election of representatives in the congress of the United States, this State shall be divided into the following districts, namely: The counties of Suffolk and Queens shall compose the first district, and shall be entitled to elect one member; the counties of Rockland, Richmond and Kings shall compose the second district, and shall be entitled to elect one member; the city and county of New-York shall compose the third district, and shall be entitled to elect four members; the counties of Westchester and Putnam shall compose the fourth district, and shall be entitled to elect one member; the county of Dutchess shall compose the fifth district, and shall be entitled to elect one member; the county of Orange shall compose the sixth district, and shall be entitled to elect one member; the counties of Ulster and Sullivan shall compose the seventh district, and shall be entitled to elect one member; the counties of Columbia, Greene and Schoharie shall compose the eighth district, and shall be entitled to elect two members; the county of Rensselaer shall compose the ninth district, and shall be entitled to elect one member; the city and county of Albany shall compose the tenth district, and shall be entitled to elect one member; the counties of Saratoga and Schenectady shall compose the eleventh district, and shall be entitled to elect one member; the county of Washington shall compose the twelfth district, and shall be entitled to elect one member; the counties of Warren, Essex and Clinton shall compose the thirteenth district, and shall be entitled to elect one member; the counties of St. Lawrence and Franklin

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shall compose the fourteenth district, and shall be entitled to elect one member; the counties of Montgomery and Hamilton shall compose the fifteenth district, and shall be entitled to elect one member; the counties of Herkimer and Lewis shall compose the sixteenth district, and shall be entitled to elect one member; the counties of Oneida and Oswego shall compose the seventeenth district, and shall be entitled to elect two members; the county of Jefferson shall compose the eighteenth district, and shall be entitled to elect one member; the county of Otsego shall compose the nineteenth district, and shall be entitled to elect one member; the counties of Delaware and Broome shall compose the twentieth district, and shall be entitled to elect one member; the county of Chenango shall compose the twenty-first district, and shall be entitled to elect one member; the counties of Cortland, Tompkins and Tioga shall compose the twenty-second district, and shall be entitled to elect two members; the counties of Onondaga and Madison shall compose the twenty-third district, and shall be entitled to elect two members; the county of Cayuga shall compose the twenty-fourth district, and shall be entitled to elect one member; the counties of Wayne and Seneca shall compose the twenty-fifth district, and shall be entitled to elect one member; the county of Ontario shall compose the twenty-sixth district, and shall be entitled to elect one member; the counties of Steuben and Yates shall compose the twenty-seventh district, and shall be entitled to elect one member; the county of Monroe shall compose the twenty-eighth district, and shall be entitled to elect one member; the county of Genesee shall compose the twenty-ninth district, and shall be entitled to elect one member; the counties of Allegany and Livingston shall compose thirtieth district, and shall be entitled to elect one member; the counties of Cattaraugus and Chautauque shall compose the thirty-first district, and shall be entitled to elect one member; the county of Erie shall compose the thirty-second district, and shall be entitled to elect one member; the counties of Niagara and Orleans shall compose the thirty-third district, and shall be entitled to elect one member.

Mr. Fuller then made a motion to amend the same, by striking out all after the word member, in the forty-ninth line, and inserting the following:

"The counties of Monroe, Livingston and Orleans shall compose the twenty-eighth district, and shall be entitled to elect two members; the county of Genesee shall compose the twenty-ninth district, and shall be entitled to elect one member; the counties of Allegany and Cattaraugus shall compose the thirtieth district, and shall be entitled to elect one member; the counties of Chautauque, Erie and Niagara, shall compose the thirty-first district, and shall be entitled to elect two members."

Mr. President put the question on agreeing to said motion, and it was decided in the negative.

The yeas and nays being moved and seconded, were as follows, to wit:

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FOR THE NEGATIVE.

Mr. Allen	Mr. Edmonds	Mr. McDowell
Mr. Armstrong	Mr. Fisk	Mr. McLean
Mr. Beardsley	Mr. Foster	Mr. Quackenboss
Mr. Bronson	Mr. Gere	Mr. Rexford
Mr. Cary	Mr. Halsey	Mr. Seward
Mr. Conklin	Mr. Hubbard	Mr. Sherman
Mr. Cropsey	Mr. Lansing	Mr. Tallmadge
Mr. Deitz	Mr. Macdonald	Mr. Westcott
Mr. Dodge		25

FOR THE AFFIRMATIVE.

Mr. Birdsall	Mr. Lynde	Mr. Maynard
Mr. Fuller	Mr. Mather	5

Thereupon,

The Senate agreed to the report of the committee of the whole, and the bill was ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act concerning proceedings on negotiable securities during the existence of infectious diseases, and for other purposes;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, from the said committee, reported progress, and asked for and obtained leave to sit again.

Then the Senate adjourned until 11 o'clock to-morrow morning.

WEDNESDAY, 11 *O'CLOCK, A. M.—JUNE* 27, 1832.

The Senate met pursuant to adjournment.

Mr. Mather, from the committee on enrolled bills, reported the bill entitled "An act to divide the State into congressional districts," as correctly engrossed.

Thereupon,

The said engrossed bill was read the third time and passed.

Ordered, That the clerk deliver the said bill to the Assembly, and request their concurrence to the same.

Mr. Macdonald, from the committee on state prisons, made a report, and brought in a bill, entitled "An act to prevent the introduction of sickness into the state prisons;" which was read the first time, and by unanimous consent, was also read a second time, and committed to a committee of the whole.

[*See Senate Document No.* 118.]

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The Senate then again resolved itself into a committee of the whole, on the bill entitled "An act concerning proceedings on negotiable securities during the existence of infectious diseases, and for other purposes;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Foster, from the said committee, reported the same with amendments; which report was agreed to by the Senate, and the bill ordered to be engrossed for a third reading.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act further to provide for the preservation of the public health;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Hubbard, from the said committee, reported that they had rejected the first section thereof; which was agreed to by the Senate.

On motion of Mr. Tallmadge,

Resolved, (if the Assembly concur,) That this Legislature will adjourn on the 29th day of June instant, at 12 o'clock, M.

Mr. Foster, from the committee on enrolled bills, reported the bill entitled "An act concerning proceedings on negotiable securities and the adjournments of courts during the existence of infectious diseases," as correctly engrossed.

Thereupon,

The said engrossed bill was read the third time and passed.

Ordered, That the clerk deliver the said bill to the Assembly, and request their concurrence to the same.

After the consideration of executive business, the Senate adjourned until 11 o'clock to-morrow morning.

THURSDAY, 11 *O'CLOCK*, *A. M.—JUNE* 28, 1832.

The Senate met pursuant to adjournment.

The Senate then resolved itself into a committee of the whole, on the bill entitled "An act to prevent the introduction of sickness into the state prisons;" and after some time spent thereon, Mr. President resumed the chair, and Mr. Armstrong, from the said committee, reported that they had rejected the first section of said bill, in the words following:

"§ 1. No prisoner, who may be sick of any pestilential or malignant disease, or who may be dangerously sick of any disease, shall, at any time, be removed from any county gaol, or other place, to either of the state prisons of this State."

Mr. President put the question on agreeing to said report, and it was decided in the affirmative.

The yeas and nays being moved and seconded, were as follows, to wit:

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FOR THE AFFIRMATIVE.

Mr. Allen	Mr. Edmonds	Mr. McDowell	
Mr. Armstrong	Mr. Foster	Mr. McLean	
Mr. Bronson	Mr. Gere	Mr. Rexford	
Mr. Cary	Mr. Halsey	Mr. Sherman	
Mr. Cropsey	Mr. Hubbard	Mr. Tracy	
Mr. Deitz	Mr. Lynde	Mr. Westcott	
Mr. Dodge	Mr. Maynard		20

FOR THE NEGATIVE.

Mr. Beardsley	Mr. Conklin	Mr. Seward	
Mr. Birdsall	Mr. Macdonald	Mr. Tallmadge	6

Ordered, That Mr. Bronson have leave of absence, after to-morrow, for the remainder of the session.

Then the Senate adjourned until 11 o'clock to-morrow morning.

FRIDAY, 11 *O'CLOCK, A. M.—JUNE* 29, 1832.

The Senate met pursuant to adjournment.

The bill entitled "An act to divide the State into congressional districts," was returned by the Assembly, with a message that they had passed the same without amendment; and which was presented to his excellency the Governor by the clerk.

A message from his Excellency the Governor, delivered by his private secretary, was read in the words following, to wit:

TO THE SENATE.

GENTLEMEN—

I have this day approved and signed the bill entitled "An act to divide the State into congressional districts."

Also the bill entitled "An act for the preservation of the public health."

E. T. THROOP.

Albany, June 29, 1832.

On motion of Mr. Tracy,

Ordered, That when the Senate adjourns, it will adjourn to meet again on Monday next, at 11 o'clock, A. M.

Then the Senate adjourned until 11 o'clock on Monday morning next.

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MONDAY, 11 *O'CLOCK, A. M.—JULY* 2, 1832.

The Senate met pursuant to adjournment.

A copy of a resolution from the Assembly was read, in the words following, to wit:

Resolved, (if the Senate concur,) That the Senators in Congress from this State be instructed, and the Representatives of the people of this State in Congress be requested, to use their exertions to procure such an alteration of the act of Congress, passed in the year 1792, organizing the militia of the United States, as shall exempt from the performance of military duty, all such persons as shall not have attained the age of twenty-one years, or shall have passed the age of forty years, except in the cases of insurrection or invasion.

Resolved, That the Secretary of State be and is hereby required to transmit a copy of the foregoing resolution to each of the Senators and Representatives in Congress from this State.

On motion of Mr. Dodge,

Ordered, That the consideration of the foregoing resolution, be postponed until the first day of January next.

A bill was received from the Assembly for concurrence, entitled "An act to prevent the depositing of dirt or other substances upon public places or lots in the city of New-York, and to prevent the discharge of fire-arms, squibs or crackers, in the said city;" which was read the first time.

On motion of Mr. Edmonds,

Ordered, That the said bill be indefinitely postponed.

A bill was received from the Assembly for concurrence, entitled "An act for the preservation of trout in certain waters therein mentioned;" which was read the first time.

On motion of Mr. Conklin,

Ordered, That the said bill be indefinitely postponed.

A bill was received from the Assembly for concurrence, entitled "An act to provide for the payment of certain expenses of government;" which was read the first time, and by unanimous consent, was also read a second time.

Thereupon,

The said bill was amended, and the amendments ordered to be engrossed, and the bill to a third reading.

The said bill, with the engrossed amendments, was read the third time and passed.

Ordered, That the clerk deliver said bill to the Assembly, and inform them that the Senate have passed the same with the amendments therewith delivered.

A bill was received from the Assembly for concurrence, entitled "An act to repeal an act entitled "An act to divide the town of Bethlehem, in the county of Albany,' passed April 25, 1832;" which was read the first time.

On motion of Mr. Edmonds,

Ordered, That the further consideration of said bill be postponed until the first day of January next.

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A bill was received from the Assembly for concurrence, entitled "An act to alter the terms of the courts of common pleas and general sessions of the peace of the county of Tompkins;" which was read the first time.

On motion of Mr. Edmonds,

Ordered, That said bill be indefinitely postponed.

The bill entitled "An act for the payment of certain expenses of government," was received from the Assembly, informing that they had concurred in the amendments of the Senate to the said bill, and had amended the same accordingly.

The amended bill having been examined,

Ordered, That the clerk return the same to the Assembly.

A message was received from the Assembly, informing that they had concurred in the resolution of the Senate for the adjournment of the Legislature, with an amendment, to strike out "29th day of June," and insert "3d day of July."

Thereupon,

Resolved, That the Senate do concur in the amendment of the Assembly, with an amendment thereto, by inserting "this day at 2 o'clock, P. M."

Ordered, That the clerk deliver a copy of said resolution to the Assembly.

A copy of a resolution was received from the Assembly, informing, that they had concurred in the amendment of the Senate to their amendment to the resolution for an adjournment of the Legislature.

On motion of Mr. Tallmadge,

Resolved, That there be paid to Amos Andrews three dollars per day, for each day's attendance on the Senate during the present session, as porter; and to Barnet Humphrey one dollar and fifty cents for each day he has attended the Senate as messenger, as part of the contingent expenses of the Senate, pursuant to the seventh section of title sixth, chapter seventh of the first part of the Revised Statutes.

On motion of Mr. Tallmadge,

Resolved, That the clerk of the Senate cause new shelves for the books of the Senate to be put up in the clerk's office, in lieu of the book cases now used for that purpose.

Thereupon,

The Lieutenant-Governor, President of the Senate, left the chair, when,

His Honor Nathaniel P. Tallmadge, President of the Senate, *pro tem.* resumed the same.

Ordered, That Mr. Edmonds and Mr. Cropsey wait upon the Assembly and inform them that the Senate are ready to adjourn.

Ordered, That Mr. Beardsley and Mr. M'Dowell wait upon his excellency the Governor, and inform him, that unless he has some further communication to lay before the Legislature, the Senate will, with the concurrence of the Assembly, immediately adjourn.

A message was received from the Assembly, delivered by Mr. Ostrander and Mr. Palmer, informing that the Assembly were about to adjourn.

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Mr. Edmonds reported, that Mr. Cropsey and himself had waited upon the Assembly, and delivered the message of the Senate.

Mr. Beardsley reported, that Mr. McDowell and himself had waited upon his excellency the Governor, and delivered the message of the Senate; when his Excellency was pleased to say, that he had no further communication to make to the Legislature.

Thereupon,

Mr. President adjourned the Senate without day.

J. F. BACON, *Clerk.*

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INDEX

TO THE

JOURNAL OF THE SENATE,

1832.

A.

Page.

Adjutant-General, report on the subject of the militia, 38, (doc. 4.)
Albany, petition of corporation relative to the statute relating to the poor, 40, 99, (doc. 38,) 169, 171, 184
petition of certain inhabitants to amend the charter of, &c. 115, 296, 403
petition for life insurance and trust company,..... 122
remonstrance from south part, relative to the Hudson and Mohawk rail-road, 122
memorial from common council, in favor of a branch rail-road, 134
petition from inhabitants, relative to county courts, . 249
petition from mechanics and others, to change the employment of State prisoners at Auburn, 268
Aliens, petition of Nehemiah Merritt to hold and convey real estate, 55
bill relative to resident aliens, ... 260, 265
Academy, petition from Clinton and Essex for an, ... 227
bill for the incorporation of the Keeseville, ... 289
bill for the appropriation of money to an, in Richmond county, 317, 321
Actions on bills, notes, &c. petition to consolidate into one action, 55, 249, 345: *see* Bills of exchange.
Anniversary, centennial, *see* Washington.
Ashes, pot and pearl, report of inspection of, in New-York,.. 72, (doc. 21.)
Arlington, petition to change the name of the town of, .. 101, 108, 121, 123
Auctioneers and sales by auction, report of the Comptroller in relation to, 112, (doc. 44.)

Digitized by Google

Auburn, petition of trustees of, to amend their charter, . 122, 128, 153, 167, 179, 206, 211
rail-road company, *see* Rail-roads.
and Owasco canal, *see* Canals.
Astor, John Jacob, proceedings on his claim, . 137, (doc. 54,) 142, (doc. 59,) 177, (doc. 81,) 231, (doc. 96,) 244, 396
Allegany coal company, petition to renew their charter, 150, 164, 316, 320
Agricultural society, *see* State.
report of committee on the bill to encourage the culture of silk, &c. 264, (doc. 101.)
Abatement of suits by or against corporations, *see* Corporations.
Asiatic cholera, *see* Cholera.
Attorney-General appointed, ... 94, 103
Attorney-General (Bronson,) report on the subject of the power of the Legislature over corporations containing in their charters the right to amend, &c. ... 44, (doc. 8.)
report in relation to the payment of the Bank Commissioners out of the Safety fund, 45, (doc. 9.)
report in relation to the liability of corporations to taxation for money invested in another company, 271, (doc. 103.)

AYES AND NOES.

On amendments to the bill to incorporate the Newburgh whaling company, ... 42
On the bill respecting loan-officers in New-York, ... 49
On the resolutions against rechartering the Bank of the United States, ... 78, 83, 84, 90, 91
On the bill to change the name of Jacob Adrian Van Den Heuvel, ... 97, 100
On a motion to make the bill to construct the Chenango canal, the special order of the day, ... 119
On the bill to incorporate the Dansville and Rochester rail-road, 130
On the resolution to amend the Constitution in relation to the duty on salt, ... 136
On the resolution to amend the Constitution in relation to the mayor of New-York, ... 279
On the resolution to amend the Constitution in relation to the duty on salt, and sales at auction, ... 306, 311
On receding from the amendments to the bill to incorporate the Deposit bridge company, ... 145
On amendments to the Steuben county bank, ... 155, 156, 157
On the bill to authorise the construction of the Chenango canal, 160, 162
On the bill to incorporate the Waterford and Whitehall rail-road company, ... 173
On the bill to authorise Reuben Ellis to furnish the State certain fire-arms, ... 200, 206
On the bill for erecting a State prison for female convicts, ... 201
On the bill for an annual State tax for three years, ... 274

Digitized by Google

On the bill to incorporate the Hudson and Erie rail-road, ... 276
On the bill relative to the Bank safety fund, ... 280
On a resolution for the adjournment of the Legislature,.. 309, 310
On the bill to authorise Benjamin De St. Croix and others to change their names,..... 313
On the bill to alter the name of Thomas J. Crow, ... 314
On the bill for the preservation of salmon trout,..... 317, 322
On the bill relating to the superintendents of the poor of the several counties, ... 327
On the bill for the relief of Warren W. Case,..... 346, 352
On the bill for the relief of Michael Anthony, ... 362
On the bill to prevent frauds in the sale of oil,..... 364, 365, 369
On the bill for the relief of Isaac Webb and Nicholas Masters, 383
On the bill relative to certain courts in New-York, ... 386
On the bill for the relief of Neal Brown, ... 395
On laying the petition of Isaac Jackson on the table, ... 418
On the bill to arrange the State into congressional districts, ... 419

On the final passage of two-third bills.

An act to incorporate the Newburgh whaling company, ... 50, 64
Catskill and Athens turnpike,..... 52
Mutual benefit society of mechanics in N. Y. 63
city of Utica,..... 67
Dutchess rail-road company, ... 80
Hebrew benevolent society, ... 80
Hudson river coal company,..... 88
New-York annual conference ministers mutual assistance society, 100
Great Au Sable rail-road company, ... 117
Hargrave cotton factory,..... 124
village of Medina, ... 124
Deposit bridge company, ... 124
Smiths' beneficial society, ... 129
Oneida insurance company,..... 133
Dansville and Rochester rail-road company, 133
Brooklyn bank, ... 135
Ithaca and Geneva rail-road company,..... 140
North American mining company,..... 141
Westchester and Putnam, ... 152
Steuben county bank, ... 158
Arkwright cotton factory, ... 172
Elmira and Williamsport rail-road company, 176
Oneida lake canal company, ... 180
Watertown and Rome rail-road company,.. 181
Mayville and Portland rail-road company, . 186
Hudson and Berkshire rail-road company, . 188
Poughkeepsie manufacturing company,.... 192
Cherry-Valley cotton and woollen manufactory, 192
Oswego cotton manufacturing company, ... 192
Walden company, ... 193

Digitized by Google

An act to incorporate the Poughkeepsie whaling company, ... 196
Auburn and Owasco canal company, ... 197
village of Fort-Plain, ... 197
American manufacturers' mutual assistance association, 210
Columbia insurance company, ... 210
Centre bridge company, ... 211
Auburn and Canal rail-road company, ... 212
Buffalo Marine Hospital, ... 212, 260
Schenectady and Duanesburgh turnpike, ... 213
village of Geneseo, ... 226, 349
Fishkill factory, ... 255
Genesee manual labor seminary, ... 258
Great Falls manufacturing company, ... 268
Niagara river hydraulic company, ... 269
Hyde-Park dry dock and manufacturing company, 272
Buffalo Lyceum, ... 278
Rochester institute for practical education, ... 278
Hudson and Erie rail-road company, ... 283
Albion and Tonawanda rail-road, ... 289
Keeseville Academy, ... 289
Saratoga and Fort-Edward rail-road, ... 289
New-York and Albany rail-road, ... 290
Little-Falls manufacturing company, ... 291
Black-Rock company, ... 291
Rensselaer and Saratoga rail-road, ... 292
Aurora and Buffalo rail-road, ... 292
Buffalo and Erie rail-road, ... 293
New-York fire insurance company, ... 299
Lake Champlain and Ogdensburgh rail-road, 300
American fire insurance company, ... 300, 314
Washington county insurance company, ... 301
Bank of Rome, ... 303
Bank of Schenectady, ... 303
Ticonderoga and Schroon turnpike, ... 312
Salina Bank, ... 313
New-York State agricultural society, ... 320
Palladium insurance company, ... 323
Saratoga turnpike company, ... 398
New-York commercial insurance company, 323
New-York city marble cemetery, ... 398
New-York Bowery fire insurance company, 324
Nichols and Tioga bridge company, ... 333
trustees of St. Mary's church in N. York, ... 392
West-Point and Cornwall turnpike road company, 333
village of Pulaski, ... 394
city of Buffalo, ... 336
Schuylerville & Saratoga rail-road company, 397
New-York and Erie rail-road company, ... 336
village of Gaines in the county of Orleans, ...

Digitized by Google

An act to incorporate the Leather manufacturer's bank,..... 336
Jackson spring water-works company, ... 393
Tonawanda rail-road company, ... 337
Hamilton water association, ... 338
village of Geddes, ... 339
Redford glass company, ... 344
Hudson river & Oswego rail-road company, 252
Utica and Susquehannah rail-road company, 353
city of Rochester, ... 354, 362, 373
Poughkeepsie silk company, ... 359
Rome aqueduct company, ... 360
Dashville Falls manufacturing company,... 360
Essex county bank, ... 369
Good Hope insurance company,..... 369
Schoharie and Otsego rail-road company,.. 370
Brooklyn and Jamaica rail-road company,.. 371
Burlington-Green fire company,..... 371
Chemung canal bank, ... 372
Eastern Dispensary of the city of N. York, 381
Otsego rail-road company, ... 381
Fish House and Amsterdam rail-road company, 381
North American insurance company,..... 381
Delaware county bank, ... 385
Catskill classical school,..... 392
Society of manufacturers of Kings county, . 393
An act relative to the Sodus Bay bridge company,..... 52
relative to building a toll-bridge over the Hudson river, 57
relative to the Clinton woollen manufacturing company,
authorising Henry Barclay to build a bridge across the Esopus creek, 111
authorising the appointment of a measurer of wood in Rochester, 123
relative to the village of Watertown, ... 129
to extend the Lansingburgh bank,..... 135
to amend the charter of the Jefferson county bank,.... 140
relative to the Brunswick and Pittstown turnpike company, 141
altering the charter of the Clinton woollen manufacturing company, 162
altering the charter of the Phœnix fire insurance company, 165
relative to the Troy water-works company, ... 170
relative to the Farmers' and Mechanics' manufacturing company in New-Berlin, 172
to continue in force the Schenectady manufacturing company, 177
to amend the charter of the Troy insurance company,.. 177
for the relief of George Deming, ... 181
for the relief of Elizabeth Potts and others,..... 185
for the relief of Ruth Moor, ... 397
relative to the Buffalo and Hamburgh turnpike company, 191

Digitized by Google

An act to amend the charter of the Jackson marine insurance company, 192
Junction canal company, ... 211
village of Auburn, ... 211
village of Kingston, ... 212, 261
to renew the charter of the Stephentown and Nassau turnpike, 213
to amend the charter of the Rensselaer and Columbia turnpike, 213
to amend the charter of the village of Johnstown, ... 215
to extend the charter of the Manchester manufacturing company, 219
for the relief of the heirs of James Gross, ... 219
for the relief of Samuel Barnum and Hezekiah Howell, 394
relative to the Otsego lake turnpike company, ... 223
for the relief of Pierre Frederick Mairet, ... 224
for the relief of the Orphan asylum society in the city of New-York, 229
relative to the inspectors of elections in New-York, ... 233
relative to the village of Watertown, ... 265
relative to the charter of the Sidney bridge company, . 238
for the relief of the trustees of Edward Thorne, ... 238
widow & children of Jean Pierre Blanc, 361
Hudson & Mohawk rail-road company, 238
Ithaca and Owego rail-road company, . 239
trustees of Fort-Covington Academy, . 279
relative to the measuring of grain in New-York, . 243, 286
relative to the village of Canandaigua, ... 255
for the relief of the Erie county medical society, ... 243
heirs of Thomas Smith deceased, ... 250
Elizabeth Idley and others, ... 247
Frederick Milligan, ... 386
New-York and Harlem rail-road company, 248
vesting the title to certain lands in James Ross, ... 248
vesting the title to certain lands in the heirs of Joseph Bragington, 267
to amend the charter of the Poughkeepsie bank of savings, 254
for the relief of the Neptune Bell marine insurance company, 254
Seamen's bank for savings in N. York, 258
Canajoharie & Palatine bridge company, 259
an academy in Richmond county, ... 321
Erastus Willard, ... 224
Warwick and Minisink turnpike road company, 333
David Brown, ... 361
relative to the village of Fort-Covington, ... 292
city of Albany, ... 312
village of Fredonia, ... 334
village of Herkimer, ... 335
village of Hamilton, ... 338

Digitized by Google

An act relative to the Northern missionary society, ... 389
to authorise the county of Washington to raise certain monies, 268
to amend the act to incorporate the Hallett's Cove railway, 269
charter of the College of pharmacy in the city of New-York, 381
Bellvale turnpike company, ... 273
Bank of Chenango, ... 301
Hudson river bank, ... 302
act to incorporate the Schoharie mutual insurance company, 302
Clinton fire insurance company, 303
Firemen's insurance company in Albany, 322
to revive the Flushing steam-boat company, ... 280
New-York typographical society, ... 335
North American coal company, ... 352
to extend the charter of the Bank of Orange, ... 301
Allegany coal company, ... 324
Middleburgh bridge company, ... 338
New-York coal company, ... 370
concerning the Brooklyn savings bank, ... 334
fires in the village of Flushing, ... 344
Lake Erie turnpike road, ... 380
Albany and Delaware turnpike company, .. 392
Greenbush and Schodack Academy, .. 394, 403
Rensselaer School, ... 399

B.

Bank Safety fund, &c. resolution and report of the Attorney-General thereon, 41, 45, (doc. 9.)
resolution and report of the Comptroller thereon, 67, 77, (doc. 23.)
memorial of the New-York banks, for a better investment of, 139, (doc. 55,) 150, (doc. 71,) 186, 275, 280, 289, 402
Bank of Poughkeepsie, petition to increase stock, ... 55, 69
Jefferson county, petition to increase their capital, .. 58, 82, 127, 140
petition for, at Dunkirk, ... 58, 126
petition for, at Dansville, ... 65, 98, 379
petition for, in the county of Steuben, .. 75, 108, 116, 153, 155, 156, 157
of Lansingburgh, bill to extend charter of, 99, 113, 134, 135
petition for, at Westfield, Chautauque county, ... 102, 379
Brooklyn, bill to incorporate, ... 110, 113, 134, 135
petition of Samuel R. Brooks and others, for a bank in New-York, 174, 379
bill to incorporate the Leather Manufacturers', ... 175, 225, (doc. 95,) 277, 287, (doc. 104,) 294, 336
bill to incorporate the Schenectady bank, 200, 230, 294, 303

Digitized by Google

Bank, petition for, in Aurora,..... 189, 379
bill to amend the charter of the Hudson bank, 200, 227, 294, 302
bill to incorporate the Bank of Rome, .. 209, 230, 294, 303
Salina bank, ... 218, 240, 306, 312
Troy city, ... 265, 318, 379, 397
Chemung canal bank, ... 330, 347, 365, 372
Sacket's-Harbor bank,.... 342, 356, 374, 383
Ulster and Dutchess, ... 342, 347
Brewers' bank,..... 349, 356, 374, 379
Delaware county bank,..... 367, 376, 385
Banks, general report of the committee on the subject of, 70, (doc. 22.)
report on the petition for an insurance company at Utica, 102, (doc. 41.)
on the memorial relative to the Safety fund, ... 151
on the bill to incorporate the Leather Manufacturers' bank, 225, (doc. 95.)
Bank of the United States, resolutions relative to, and proceedings, 71, 77, 78, 83, 89, 106
Bank of savings for seamen in New-York, petition to amend their charter, 217
annual report of, ... 217
Bankrupt law, resolution relative to a general, ... 45
Bridge, Sodus Bay company, petition to extend charter, .. 37, 46, (doc. 11,) 50, 52
Canajoharie and Palatine company, petition to amend charter, 73, 153, 235, 237, 245, 259
petition relative to, in Columbia county, 59, 62, 120, 285, (doc. 108.)
remonstrance against, ... 120, 131, 146
petition to construct, across Susquehannah river, 85, 144, 333
petition to raise money for, in Whitestown, 113, 120, (doc. 50,) 198, 200, 324, 332
petition to construct a toll-bridge over the Susquehannah in Tioga county, 149, 164, 170, 178, 211, 238, 316
Sidney company, petition to alter charter, ... 165, 235
petition from New-Hartford, to raise money to build a bridge, 167
Cohoes company, petition to amend their charter,..... 194
petition to build a bridge at Fowlerville, over the Genesee river, 220, 249, 348
Barnes, David, petition for bounty lands, ... 64, 74, (doc. 43,) 93
Beef and pork, report of inspector of, in Tompkins county, .. 81, (doc. 36.)
petition of J. Lowrie and others, to amend the law for the inspection of, 220, 230, 329, 332
Brockway, Luman, petition for relief, ... 82, 92
Buffalo Marine Hospital, petition to incorporate, ... 87, 137, 203, 209, 212, 260
Bronson, Greene C. appointed Attorney-General, ... 94
acceptance of, ... 103

Digitized by Google

Barclay, Lawrence, petition for remuneration for certain losses, 139
Blakie, Joseph and Isabella, petition for title to a lot of land, . 144
Baldwin, H. and S. W. petition relative to the canal and locks in the Seneca river, 230, 238
Bills of exchange and promissory notes, bill to limit the number of suits on, 55, 249, 345, 351
do bill relative to protesting, ... 413, 416, 420
Bruce, Frederick C. and others, petition to change their names, 259, 265
Bethlehem, bill to divide town of, *see* Towns.

Bills introduced into the Senate, and not passed.

An act to reduce and regulate the rate of interest.
for the building a State prison for female convicts.
to incorporate the New-York saddlers' benevolent society.
in addition to the act entitled "An act to incorporate the Watertown water company."
to repeal so much of the Revised Statutes as relates to certain disqualifications of judges from acting.
authorising towns to raise highway taxes in money.
to amend the Revised Statutes in relation to the jurisdiction of surrogates.
to revive an act to incorporate the village of Seneca-Falls in the county of Seneca.
authorising Charles Cady to change his name.
to annex a part of the town of Union in the county of Broome, to the town of Nanticoke in the same county.
to authorise the sale of certain lots of land in the village of Lewiston, to William Hotchkiss, Calvin Hotchkiss and Dennis Harrison.
authorising Nehemiah Merritt to take and hold real estate.
to incorporate the New-York and Troy steam-boat company.
to extend the time for completing the Waterford and Whitehall turnpike.
to amend the charter of the Poughkeepsie bank.
relative to the stock issued to John Jacob Astor.
for the relief of Erastus Willard.
to incorporate the Keeseville academy.
to incorporate the Westchester and Putnam steam-boat company.
to amend an act to incorporate the village of Weedsport.

Bills from the Assembly, not finally acted upon by the Senate.

An act authorising the appointment of a supreme court commissioner, to reside in the village of Ellicottsville in the county of Cattaraugus.
for the relief of Asher Ford.
to incorporate a fire company in the village of Middletown in the county of Orange.
relative to the court of common pleas of the counties of Saratoga, Washington, Monroe and Orange.

Digitized by Google

An act to amend the thirty-fifth section of title second of chapter third, part third of the Revised Statutes.
relating to the distribution of the literature fund.
relating to the superior court of the city of New-York.
to annex a part of the town of Aurelius to the town of Springport in the county of Cayuga.
to repeal the fifty-third section of the fourth title of the sixth chapter of the second part of the Revised Statutes, and also to repeal the forty-second section of the third title of the eighth chapter of the third part of the Revised Statutes, and for other purposes.
relating to bridges in the county of Albany.
authorising the board of supervisors of the county of Clinton to raise money for the improvement of roads and bridges in the town of Saranac in said county.
for the relief of Ann Mary La Coste.
to incorporate the Monroe insurance company of New-York.
to carry into effect more fully the provisions of the act to abolish imprisonment for debt, and to punish fraudulent debtors, passed April 26th, 1831.
to incorporate the Atlas insurance company in the city of New-York.
to confirm the election of town-officers in the town of Shelter-Island in the county of Suffolk.
for the relief of Neal Brown.
to incorporate the East New-York Manufacturingville company.
to incorporate the Mechanics' universal benevolent society.
relative to certain courts in the city of New-York, therein mentioned.
to incorporate the president, directors and company of the Sacket's-Harbor bank.
to prevent the depositing of dirt or other substances upon public places or lots in the city of New-York, and to prevent the discharge of fire-arms, squibs or crackers in the said city.
to alter the terms of the courts of common pleas and general sessions of the peace of the county of Tompkins.
to repeal an act entitled "An act to divide the town of Bethlehem in the county of Albany," passed April 25th, 1832.
for the preservation of trout in certain waters therein mentioned.

C.

Chaplains to the Senate appointed, ... 33
Committees appointed to wait on Governor and Assembly, 4, 387, 410
on the Governor's message, ... 35
standing, appointed, ... 37, 138
appointed to examine the Treasurer's accounts, 237, 298
of conference appointed, ... 373, 380

Digitized by Google

Canal committee, report of, on petition for Chenango canal,... 60, (doc. 16.)
report on petition of George Kinsella, 178, (doc. 88.)
Canal commissioner (J. Earll, jr.) appointed, 43; accepts, 63.
Canal, Chenango, petition for construction of, 41, 44, 60, (doc. 16,) 64, 92, 98, 119, 158, 162, 308
Canal, petition for, from Oneida lake to the Erie canal, 34, 41, 45, 75, 84, 107, 109, 147, (doc. 64,) 163, 176, 177, 180
petition for, from Owasco lake to the village of Auburn, 122, 142, 194, 197
petition for, from Schenectady to Utica, ... 132
Canal Board, report of amount of tolls received on packet boats, 120, (doc. 49.)
report on the bill to incorporate the Oneida lake canal company, 147, (doc. 64.)
Canal Commissioners, report on the petition of Henry Thalhimer, 140, (doc. 56.)
Coal company, Hudson river, petition for, 34, 51, 61, 67, 75, 88
Chancellor, communication from, relative to the New-York life insurance and trust company, 380, (doc. 112.)
Cropsey, Mr. a senator from the first district, takes his seat,.. 36
Carpets, resolution to furnish the supreme court and chancellor's room, 34, 38
Catskill and Athens turnpike, *see* Turnpikes.
Campbell, John I. petition for compensation for certain land,.. 45, 231, (doc. 97,) 404
Clinton manufacturing company, petition to amend charter, 56, 60, 62, 162
Clinton county, petition for an appropriation to make a road in, 62, 146, (doc. 62,) 216
Constitution, resolutions for the amendment of, in relation to the election of mayor in New-York, 56, 102, (doc. 40,) 110, 133, 165, 276, 279
resolutions for the amendment of, in relation to the duty on salt manufactured in the State,... 70, 102, (doc. 40,) 111, 133, 136
resolutions for the amendment of, in relation to the duty on salt, and sales at auction,.. 155, 259, (doc. 100,) 305, 311, 402
Chautauque county, petition from, to build a jail, 60, 66, (doc. 19,) 68, 71
Clerks of the supreme court, bill relative to, ... 60, 99, 234, 243
Claims, report of committee on the petition of John Sargeant, 64, (doc. 17.)
report on the petition of the heirs of David Barnes, .. 74, (doc. 43.)
on the petition of John and Matthew Pratt, 76, (doc. 24.)
on the petition of John C. M'Lean, . 116, (doc. 47,) 153, (doc. 73.)
on the petition of Erastus Willard,.. 161, (doc. 80.)
Common schools, *see* Schools.

Digitized by Google

Comstock, A. inspector of green hides and skins, report of,... 65
Centennial anniversary, *see* Washington.
Commissioner of deeds in Ulster county, petition to take oath of office, &c. 91
in Pennsylvania, petition for, 155, 161, (doc. 83.)
see Supreme court.
Commissary-General appointed, ... 95, 103
County poor, a petition of Oneida county relative to, ... 113, 183
Conklin, petition of town of, to change its name, ... 115, 118
Casting votes of the President, ... 130, 362
Centre bridge company, *see* Bridges.
Congress, representatives in, *see* Representatives.
Congressional districts, census of, &c. ..... 147, (doc. 65.)
bill and proceedings relative to, 412, 416, 417
Chenango county, petition to authorise the supervisors to audit certain accounts of Joshua Lobdell, 149, 161, 247
town of, petition to divide, 142, 167; *see* Towns.
Court of errors, bill relative to, ... 154, 162
Capitol, communication from the trustees of, . 158, (doc. 76,) 220, (doc. 92.)
bill relative to, ... 220, 255, 258, 287
Cady, Charles, petition to change his name, ... 167, 175, 326
Castle, Gideon, bill for the relief of, ... 167, 244
Cherry-Valley cotton and woollen factory, petition for the incorporation of, 174, 178, 187, 192
Costs, claim for from the State, ... 179, (doc. 82,) 307, 312
Certioraris, bill to regulate the allowance of, ... 180, 326, 333
Colonization society, New-York State, petition for aid, 182, (doc. 89,) 193, 285, 319
memorial of W. A. Duer and others, relative to, 263, 285, 319
Corporations, monied, proceedings on the subject of their liability to taxation for money invested in another company, ... 223, 271, (doc. 103,) 391
bill to prevent the abatement of suits by or against, 242, 345, 351
Crookshank, Alexander, and others, to change their names, 242, 247
Clark, Daniel, petition to erect a building in New-York, 257, 264, 308, 320
Clerks of the supreme court, bill relative to, ... 60, 99, 234, 243
Clerk of the Senate, directed to put up window curtains, ... 152
directed to furnish a manual, ... 35
newspapers, ... 33
Williams' Register, ... 268
to procure a print of Colonel Trumbull's painting of Independence, 288, 319
to procure certain maps, ... 379
to deposit in the Surveyor-General's office certain maps, 404
to have the documents bound, &c. 404
Cholera, Asiatic, *see* Public health.

Digitized by Google

Counties and towns, report of committee on the division of, on the petition from town of Arlington, 108, (doc. 43.)
report on the bill to divide the town of Deerfield, 113, (doc. 46.)
on the petition to divide the town of Chenango, 175, (doc. 86.)
on the petition to divide the town of Mina, 183, (doc. 91.)
Comptroller appointed, ... 94, 103
Comptroller, annual report of the number of clerks employed in his office, 48, (doc. 10.)
report on the petition of John and Matthew Pratt, 41, (doc. 15.)
on the subject of the Bank safety fund, 77, (doc. 23.)
on the subject of outstanding loans in each county, &c. 77, (doc. 25.)
on the subject of auctioneers and sales by auction, 112, (doc. 44.)
on the subject of the accounts of the late clerk of the Auburn prison, 125, (doc. 51.)
on the bill for the relief of George Deming, 132, (doc. 53.)
communication from, in relation to the claim of John J. Astor, 177, (doc. 81.)
in relation to a claim for costs on the State, 179, (doc. 82.)
Commissioners of the land-office, report on the petition of William Long, 92, (doc. 37.)
report on the petition of the devisees of John Thurman deceased, 119, (doc. 48.)
on the petition of John J. Campbell, . 231, (doc. 99.)
on the petition of John C. M'Lean, . 241, (doc. 98.)
on the improved lands belonging to the State, which are rented, &c. 264, (doc. 102.)
on the subject of repayment of money paid for taxes, 307, (doc. 107.)

D.

Dansville and Rochester rail-road, *see* Rail-roads.
Dansville bank, *see* Banks.
Dutchess rail-road, *see* Rail-roads.
Deming, George, petition for certain surplus monies, . 68, 89, 121, 132, (doc. 53,) 178, 180
Downey, John and Richard, petition for release to certain lands, 87, 137, (doc. 57.)
Deaf and dumb, petition of institution in New-York for relief, . 91
annual report of the Central asylum, . 145, (doc. 67.)
bill to amend the act to provide for their instruction, 285, 299
De Witt, Simeon, appointed Surveyor-General, ... 95, 106
Deerfield, *see* Towns.

Digitized by Google

Dam, petition of H. Lewis and Virgil Whitney to erect in the Susquehannah river, 142, 151, 315, 320
petition of John R. Drake and James Pumpelly, do. 209, 215, 316, 320
petition of Gilbert Smith, do. 217, 224, 316
remonstrance against the same,..... 245, 265
Disqualifications of judges, *see* Judges.
Division of counties and towns, reports of the committee on, *see* Counties and towns.
Dogs, bill for imposing a tax on, ... 234, 238
Districts, congressional, *see* Congressional.

E.

Earll, Jonas, jr. appointed canal commissioner, ... 43
accepts his appointment, ... 63
Ellis, Reuben, petition to contract for furnishing certain arms, . 55, 118, 186, 200, 206
Elmendorf, Lucas, petition for remuneration for damages, . 86, 88, 368
Ellison, Ralph T. petition for the release of certain land, . 91, 368
Escheats, proceedings relative to, ... 114, 242, 345, 351
Ellicott, petition to divide the town of,..... 104, 118
Esopus low lands, petition to amend the act relative to,. 128, 137, 202, 206
Eaton, Lewis, resigns his seat in the Senate, ... 138
East river fire insurance company, bill for, rejected, ... 295
Electoral law, bill for the distribution of, ... 308, 322
Extra meeting of the Legislature, ... 409
Emigrants, bill and proceedings to regulate the introduction of into New-York, 415, 416

F.

Friends, petition of the society of, in relation to exempting ministers of the gospel from taxation, 41, 60, (doc. 20.)
Funeral of the Hon. John Walker, proceedings relative to, ... 53
Flour, report of inspector of in New-York,..... 72, (doc. 32.)
Flour and meal, bill relative to the inspection of, .. 187, 189, 192
Fish, report of inspector of in New-York,..... 77, (doc. 34.)
Flagg, A. C. appointed Secretary of State,..... 93
accepts, ... 105
Fort-Plain village, petition to incorporate,.... 101, 115, 168, 197
Fire companies, bill to authorise the formation of, 150, 164, 186, 188
Fire company, petition for in the village of Vienna, ... 189, 195
Female convicts, *see* State prisons.
Flushing steam-boat company, petition to amend charter, ... 217, 228, 280
Finance, report of the committee on the subject of a State tax, 143, (doc. 61.)
report on the petition from Clinton county for an appropriation of money to make a certain road, 146, (doc. 62.)
report on the subject of the loans for 1786, '92 & 1808, 151, (doc. 69.)

Digitized by Google

Finance, report of the committee relative to the Capitol, ... 220, (doc. 92.)
relative to the claim of John J. Astor, 231, (doc. 96.)
relative to the rate of interest, ... 347, (doc. 109.)
on the bill for the relief of Samuel Barnum and Hezekiah Howell, 356, (doc. 111.)

G.

Governor, annual message to the Legislature, ... 4
committees appointed thereon, ... 35
message from, relative to the claim of John J. Astor, 137, (doc. 54.)
proclamation of, calling an extra meeting of the Legislature, 409
message to the Legislature at the second meeting, .. 410
messages of, approving bills, 72, 76, 82, 115, 162, 183, 195, 199, 215, 224, 225, 229, 234, 236, 241, 246, 253, 257, 270, 271, 297, 318, 332, 348, 363, 367, 377, 388, 401, 402, 406, 421.
Grain, petition for measurer general of, .. 37, 55, 59, 68, 81, 85, (doc. 30,) 98, 101, 114, 224, (doc. 93,) 243
Great Au Sable rail-road company, *see* Rail-roads.
Groton, petition for division of town of, ... 59, 146
Green hides, &c. *see* Hides.
Geneseo, petition to incorporate village of, ... 65, 76, 226
Gardner, Augustus, petition of, ... 87, 99, 127, 129
Gifford, John, petition for compensation for revolutionary services, 120
Geneva and Ithaca rail-road, *see* Rail-roads.
Genet, Edmond Charles, remonstrance against the claim of John J. Astor, 142, (doc. 59.)
Genesee manual labor seminary, petition for an act of incorporation, 148, 151, 198, 256, 258
remonstrance from Middlebury academy against the same, 198
Granger, Elizabeth, petition for relief, ... 209

H.

Hudson river coal company, petition to incorporate, ... 34, 51, 61, 67, 75, 88
Hudson and Berkshire rail-road company, *see* Rail-roads.
Hudson lunatic hospital, petition for aid to, ... 98, (doc. 39.)
Hudson river and Owego rail-road company, *see* Rail-roads.
Hudson city, petition of common council, relative to the fire department, 118
Halsey, Mr. takes his seat, ... 44
Hides, green, and skins, report of inspection of in Albany, ... 65, (doc. 18.)
Hotchkiss, Calvin, and others, petition to purchase certain lands, 68, 82, (doc. 29,) 105
Hops, report of inspector of in New-York, ... 83, (doc. 35.)
Highway taxes, proceedings on the subject of, 152, 170, (doc. 84,) 317

Digitized by Google

Hyde-Park dry dock manufacturing company, petition for, ... 162, 264, 272
Humbert, Jonas, jr. petition to have awarded to him the merit of some useful discoveries in the Erie & Champlain canals, 187
Hoops, Adam, memorial of, for relief,.. 345, 351, (doc. 110,) 391
Health, public, proceedings and bill in relation to, 412, 414, (doc. 115,) 415, 417, 420

I.

Indians, Oneida, petition of, relative to their church, ... 55, 220
bill for the relief of the Stockbridge, ... 220, 316, 320
Insurance company, Troy, petition to amend charter,.... 69, 116, 128, 173
in Oneida, petition for, 81, 101, 102, (doc. 41,) 122, 127, 133
Manufacturers' petition for, ... 85, 113, 142, 146, 208
Jackson marine, petition to amend charter, 108, 188, 192, 331
Columbia, in the city of Hudson, petition for, 118, 144, 208, 210
Life and trust company, petition for in Albany, ... 122, 379
Phœnix fire, petition to reduce their capital, 139, 144, 163, 165
Neptune Bell marine, petition to extend time to fill up stock, 217, 231, 254
Incorporations for manufacturing purposes, bill relative to, ... 92
see Corporations.
Interest, bill to regulate the rate of, &c. 114, 132, 347, (doc. 109.)
Ithaca and Geneva rail-road, *see* Rail-roads.
Inspection of flour, *see* Flour.

J.

Joint rules of the two houses adopted,..... 35, 38
Justices of the peace, bill relative to the election of, ... 351
bill relative to the oaths of office of, 69, 168
bill to confirm certain proceedings of,... 257
Judges, bill relative to certain disqualifications of, ... 143, 161
Jobbitt, John W. an alien, petition to hold land,..... 85, 368
Johnstown, bill to amend the charter of, 115, 118, 143, 203, 215, 287
remonstrance against said bill, ... 118, 144
Junction canal company, petition to amend their charter, 118, 139, 203, 210
Jackson, Isaac, petition for relief, ... 413
Judiciary committee, report of, on resolutions for amending the Constitution in relation to the election of a mayor, and the duty on salt, ... 102, (doc. 40.)
report on the petition of John and Richard Downey, and the bill for the relief of Elizabeth Idley, 137, (doc. 57.)
report on the bill relative to the Watertown water company, 144, (doc. 60.)
report on the petition for the appointment of a supreme court commissioner, to reside at Whitesboro', 145, (doc. 63.)
report on the bill to revive the act to incorporate the village of Seneca-Falls, 183, (doc. 90.)

Digitized by Google

K.

Kinsella, George, petition for compensation for damages by the Erie canal, 40, 178, (doc. 88.)
Keyser, Abraham, appointed Treasurer of the State, ... 94, 108
accepts,..... 108
Kingston Point to Owego or Chenango Point, *see* Rail-roads.
Kingston, bill relating to the village of, ... 135, 202, 212, 261

L.

Legislative manual, clerk directed to furnish members with, .. 35
Literature fund, bill for the improvement of, ... 39, 43, 44
bill for the distribution of, ... 151, 161
Library, State, annual report of the trustees of, ... 39, (doc. 3.)
Lands along Wood creek, Surveyor-General's communication relative to, & proceedings, 47, (doc. 12.) 78, (doc. 27,) 107
petition for pre-emptive right to, on Wood creek, 65, 78, (doc. 27,) 111
petition of Calvin Hotchkiss and others to purchase in Lewiston, 68, 82, (doc. 29,) 105, 155
petition for deficiency of, to John Thurman,..... 98
report of improved lands belonging to the State, which are rented, &c. 264, (doc. 102,) 358
escheated, bill to derive a revenue from, 114, 242, 345, 351
Loan-officers, *see* New-York.
Loans and commissioners of, resolution and bill relative to, 57, 77, (doc. 25,) 151, 201, 206, 216
Long, William, petition for remuneration, . 58, 70, 92, (doc. 37,) 108, 165, 176
Lorillard, Jacob, and others, petition to incorporate the Protestant episcopal missionary society, 87, 99
Lien law, petition from the mechanics in New-York to amend, 131, 135, 202, 206
Lewis county, petition from, for the formation of a road district, 149, 154, (doc. 79.)

M.

Messages of Governor, *see* Governor.
Measurer general of grain, petition for, .. 37, 55, 59, 68, 81, 85, (doc. 30,) 98, 101, 114, 224, (doc. 93,) 234, 243
Militia, Adjutant-General's report on the subject of, . 38, (doc. 4.)
Mayor of New-York, resolution to amend Constitution in relation to, 56, 102, 110, 133, 276, 279
resolutions from other cities relative to, . 256
M'Carty, Richard, inspector of flour, annual report of, 72, (doc. 32.)
Manufacturers' insurance company, *see* Insurance companies.
Muir, Alexander M. appointed Commissary-General, ... 96
acceptance,..... 103
M'Lean, John C. petition for indemnity for land sold him, &c. 105, 116, (doc. 47,) 153, (doc. 73,) 172, 241, (doc. 98.) 340, 343
Mayville and Portland rail-road company, *see* Rail-roads.
Morse, James O. and others, petition for a woollen and cotton manufacturing company, 174, 178

Digitized by Google

Mina, *see* Towns.
Manchester manufacturing company, petition for an extension of their charter, 209, 215, 219
Monied corporations, *see* Corporations.
Malden turnpike, remonstrance against the bill to confirm the appraisement of, 265, 268

N.

Newspapers, clerk directed to furnish members with,..... 33
Newburgh whaling company, petition to incorporate, . 34, 38, 41, 42, 44, 50, 64
New-York, bill relative to the loan-officers of, ... 40, 46, 48, 80
resolution to amend Constitution in relation to the election of mayor of, 56, 101, 276, 279
Protestant episcopal missionary society, petition to incorporate, 87, 125
petition from mechanics, relative to liens on buildings erected by them, 131, 135
Orphan asylum society, petition to amend charter, . 139, 145, 226, 229
resolutions relative to the power of the Legislature over the charter of the city, 114
report of the judiciary committee thereon, 224, (doc. 93.)
North American mining company, bill to incorporate, 86, 129, 141
Nanticoke, petition to annex to Lisle, ... 115
New-Hartford, petition from, to raise money to build a bridge, 167
Notes, *see* Bills of exchange.

O.

Oneida Indians, *see* Indians.
Oneida county, petition from, for the appointment of a supreme court commissioner, 120, 145, (doc. 63.)
Oneida insurance company, *see* Insurance companies.
Oneida lake canal company, *see* Canals.
Oswego manufacturing company, petition to incorporate, . 68, 126, 188, 192
Officers of the State, certain, appointed, ... 93
Otsego lake turnpike, *see* Turnpikes.
Orphan asylum society of New-York, petition to amend charter, 139, 145, 226, 229
Onondaga county, petition from, to appoint a supreme court commissioner in Elbridge, 148, 151
do in Skeneateles, 209, 217
Oil, bill for the prevention of frauds in the sale of, ... 364, 369

P.

Pratt, John and Matthew, petition for relief in relation to certain land, 34, 41, (doc. 15,) 76, (doc. 24,) 104, 106
Poughkeepsie to the Connecticut line, *see* Rail-roads.
whaling company, bill to incorporate, 152, 164, 174, 191, 196
cotton manufacturing company, bill to incorporate, . 152, 164, 174, 188, 191

Digitized by Google

Poughkeepsie silk company,. 152, 164, 264, (doc. 101,) 347, 359
savings bank, petition to amend the charter of, 177, 187, 254
petition from village of, in relation to the public health, 413, 414
Potash, message of the Governor relative to the manufacture of, 222, (doc. 94.)
Pot and pearl-ashes, report of the inspector of in New-York, . 72, (doc. 21.)
Pension law of the U. States, proceedings for an alteration of, 79, 166, 171
Poor, petition from Albany relative to the county poor,... 40, 99, (do. 38,) 169, 171
petition from Oneida county relative to county poor, 113, 183
bill relative to the superintendents of, in the several counties, 176, 183, 326
Potts, Elizabeth, petition for the right to certain lands, . 126, 161, 182, 204
President of the Senate gives a casting vote, ... 130
Promissory notes, *see* Bills of exchange.
Privileges and elections, report of the committee on, relative to the election of representatives in Congress, 307, (doc. 105.)
President pro tempore, appointed, ... 387
Public health, *see* Health.
Prisons, *see* State prisons.

Q.

Quinney, John W. petition for relief, ... 204
Queens, petition from, relative to the clerk's office,..... 217, 251
remonstrance against said petition, ... 271

R.

Reports, *see* Judiciary committee, committee on claims, finance, and other standing committees, and different public officers.
Report of the committee appointed to examine the Treasurer's accounts, 170, (doc. 77.)
Rail-roads, standing committee thereon ordered to be appointed, 34
Rail-road, petition for the Hudson and Erie, &c. . 39, 41, 59, 86, 116, 134, 276
Great Au Sable, petition to renew charter of, 40, 84, 107, 117
from Rome to Watertown, petitions for, &c. . 45, 49, 55, 59, 64, 82, 84, 149, 168, 171, 181
petition of the Waterford and Whitehall turnpike company to construct a, 46, 72, 117, 173
from Dansville to Rochester, petition for, &c. 51, 55, 65, 98, 102, 127, 130, 133
from Poughkeepsie to the Connecticut line, . 55, 58, 59, 62, 73, 74, 77, 80
from Kingston Point to Owego or Chenango Point,.. 55, 110, 116, 351
from Oswego to the Erie canal in Oneida county, ... 66
from Elmira to Williamsport on the Pennsylvania line, .. 81, 86, 110, 168, 176
from Geneva to Ithaca, 82, 87, 105, 110, 122, 126, 134, 140

Digitized by Google

Rail-road, Hudson and Berkshire, petition to revive, 87, 108, 132, 169, 181, 188
from Mayville to Portland, ... 102, 117, 177, 186
from the western termination of the Chemung canal to the Pennsylvania line, 233
from Auburn to the Erie canal,..... 122, 139, 203, 212
Buffalo and Black-Rock,..... 271, 368
bill to authorise the Mohawk and Hudson company to construct a branch, &c. 122, 207, 217, 239
bill to incorporate the New-York and Albany company, . 145, 174, 280
bill to incorporate the New-York and Erie company,.... 175, 282, 336
bill to incorporate the Rensselaer and Saratoga, ... 226, 281
bill to incorporate the Saratoga and Fort-Edward, .. 226, 284
Road, petition for an appropriation to make through the State's land in Clinton and Franklin counties, . 62, 146, (doc. 62,) 216, 319
petition from St. Lawrence county, to tax certain lands for the use of roads, 139, 149
petition from Lewis county, for the formation of a road district, 149, 154, (*doc.* 79.)
Rules, joint, adopted, ... 35, 38
Richmond county, petition of supervisors for relief, 59, 147, (doc. 66,) 208, 234, 238, 317, 321
Regents of the University, resignation of B. F. Butler, ... 72
J. L. Viele appointed, ... 96, 106
annual report of, ... 147, (doc. 72.)
Rosevelt, Nicholas, and others, petition of, ... 109
Rate of interest, *see* Interest.
Revised Statutes, report of the Secretary of State relative to the distribution of, 149, (doc. 68.)
certain number to be delivered to the clerks of the Senate and Assembly, &c. 185, 267, 271
Representatives to Congress, proceedings relative to the election of in 1833, 253, 307, (doc. 105,) 314, 322
bill to apportion, *see* Congressional districts.
Rochester, bill to incorporate the city of, 331, 343, 351, 354, 362, 373, 396, (doc. 113.)
Rome aqueduct company, bill to incorporate, ... 343, 348
Roads and bridges, report of standing committee on the petition of the Sodus Bay bridge company, 46, (doc. 11.)
report on the petition from Whitestown to raise money to build bridges, 120, (doc. 50.)
report on the petition of the Canajoharie bridge company, 153, (doc. 78.)
report on the petition from Lewis county, for the formation of a road district, 154, (doc. 79.)
report on the subject of highway taxes,..... 170, (doc. 84.)
report on the petition from St. Lawrence county, to tax certain lands for the use of roads, 175, (doc. 85.)
report on the petition from Columbia county, to have bridges made a county charge, 285, (doc. 108.)

Digitized by Google

RESOLUTIONS OF THE SENATE.

For the appointment of chaplains, ... 33
For the clerk to furnish the members with newspapers, ... 33
To appoint a standing committee on rail-roads, ... 34
For the clerk to furnish members with the legislative manual, . 35
For the opinion of the Attorney-General, on the provisions in acts by which the Legislature reserves the right to alter, modify or annul the same, &c. 39
For the opinion of the Attorney-General, on the subject of the Bank safety fund, and the payment of the Bank commissioners, ... 41
For the Attorney-General to submit an opinion on the subject of grants of land under water around the county of Richmond, ... 47
For the Attorney-General to submit an opinion on the subject of the liability of a monied corporation to assessment and taxation for money invested in another company, ... 223
On the subject of the death of the Hon. John Walker, member of Assembly, ... 53
For the committee on canals to enquire on the subject of the Sing-Sing State Prison furnishing stone for bridges, &c. for canals, ... 57
For the Comptroller to report the amount of outstanding loans, &c. and the fees paid to commissioners, &c. 57
For the committee on finance to inquire as to the collection of monies due on new and old loans, ... 57
Relative to constructing separate cells in the south wing in Auburn State Prison, &c. 58
For the Comptroller to report amount contributed to the Bank safety fund, ... 67
For the Canal Board to report on the subject of a canal from the Oneida lake to the Erie canal, ... 109
Referring the bill regulating the measuring of grain to the judiciary committee, &c. 114
For the Secretary of State to furnish a statement of the population of each congressional district, &c. 128, 132
Directing the clerk to put up transparent window curtains, ... 152
On the subject of highway taxes, ... 152
For the Commissioners of the land-office to make a statement of the improved lands of the State which are rented, &c. . 185
For an afternoon session, ... 272, 277
That the Canal Board report at the next session the expediency of reducing the tolls upon the canals to the rates recognized in the Constitution, and the probable effect thereof, &c. &c. 309
Referring to the Attorney-General the bill from the Assembly relative to the election of justices of the peace, to report on at the next session, ... 351
For the Attorney-General to report whether a majority can repeal an act of incorporation, ... 372
For the Attorney-General to report a bill on the subject of a tax on incorporated companies, ... 391

Digitized by Google

Directing the clerk to procure certain maps, ... 379
Directing the clerk to deposit in the Surveyor-General's office certain maps, ... 404
Directing the Canal Board to report on the bill for the relief of Philip Schuyler and others, ... 395
For the payment of Amos Andrews & Benjamin T. Vernor, 404, 423
Directing the clerk to have the documents bound, &c. 404
Directing the clerk to put up shelves, &c. in his office, for Senate library, ... 423
Of thanks to the President of the Senate, ... 404

RESOLUTIONS CONCURRENT.

To procure a carpet for the Supreme Court and Chancellor's rooms, ... 34, 38
For the adoption of joint rules, ... 34, 35
Fixing the time for the appointment of Canal commissioner, 38, 39
For the senators and representatives in Congress to use their exertions to obtain a general bankrupt law, ... 45
For an amendment to the Constitution, relative to the election of mayor of New-York, ... 56, 102, 110, 133, 276, 279
For an amendment to the Constitution, relative to the duties on the manufacture of salt, ... 70, 111, *133*, 136
For an amendment to the Constitution, relative to the duty on salt, and sales at auction, ... 151, 155, 259, 305, 311
For celebrating the centennial anniversary of the birthday of Washington, ... 69
Against rechartering the Bank of the United States, .. 71, 77, 78, 83, 89, 106
For the appointment of State officers, ... 79
Relative to a modification of the pension law, ... 79, 166, 171
For extending the pension law, ... 79, 102
Directing the Secretary of State to deliver certain copies of the Revised Statutes to the clerks of the Senate and Assembly, and also the Secretary of State of the United States, &c.. 185, 189, 267, 320, 342
For the adjournment of the Legislature, ... 242, 271, 309
Approving of the objects of the American colonization society, 285, 319
Appointing a committee to examine the Treasurer's accounts,. 298
Appointing a committee of conference, ... 373, 380
Directing the clerks to procure copies of Colonel Trumbull's painting of Independence, ... 288, 319
For the printing of Mr. Otis's centennial oration, ... 375
For the adjournment of the second meeting, ... 420, 423
Relative to the organization of the militia, ... 422

S.

Sodus Bay bridge company, petition to extend its charter, 37, 46, (doc. 11,) 50, 52
Standing committees appointed, ... 37
Sargeant, John, petition for compensation for services rendered the State, &c. 39, 64, (doc. 17,) 100, 127, 128, 218

Digitized by Google

Society of Friends, *see* Friends.
Safety fund, *see* Bank.
State prison at Mount-Pleasant, annual report of inspectors of, 46, (doc. 14,) 50, 62
bill relative to, ... 62, 75
State prison at Auburn, resolution relative to constructing separate cells in the north wing, and report thereon, 58, 88, (doc. 33.)
annual report of inspectors of, ... 81, (doc. 31.)
Comptroller's report relative to the accounts of the late clerk of the Auburn, 125, (doc. 51.)
report of the committee on, 154, (doc. 74,) 194, 196
bill for female convicts, ... 154, 194, 198, 201, 205, 263
petition to change the employment of the prisoners, ... 268
proceedings relative to the prevention of diseases in, 414, 415, (doc. 117,) 419, 420
Salt springs, report of the superintendent of, ... 50, (doc. 13.)
bill to authorise the superintendent to lease certain lots, . 217
Surrogates, bill to amend statutes relative to, ... 58, 368
Sailors' Snug Harbor, annual report of the trustees of, ... 66
Seaman, George, inspector of pot and pearl-ashes, annual report of, 72, (doc. 21.)
Steam-boat company, Troy and New-York, petition to be incorporated, 122, 140
Steam-boat company, petition to incorporate the Westchester and Putnam, 87, 99, 127, 152
Steam ferry boat company, petition to incorporate, to run from New-York to Fort Lee, 116, 139, (doc. 56,) 207, 214
Shaler, Abraham D. *see* Commissioner of deeds.
Secretary of State appointed, ... 93, 105
report of, giving the census of the several congressional districts, 147, (doc. 65.)
report relative to the sale and distribution of the Revised Statutes, 149, (doc. 68.)
directed to furnish a certain number of copies of the Revised Stututes, &c. 185, 267, 271, 320
report in relation to the instruction of the deaf and dumb, 311, (doc. 106.)
Superintendent of common schools, report relative to the deaf and dumb, 311, (doc. 106.)
Simeon De Witt appointed Surveyor-General, ... 95
Simpson, William, petition to amend the law relative to the inspection of tobacco, 98
Supreme court, *see* Clerks of.
Supreme and circuit courts, bill relative to, ... 106
Supreme court commissioner, petition for the appointment of, in Oneida county, 120, 145, (doc. 63.)
petition for the appointment of, in Onondaga, 148, 151, 254
Survivors of the revolution, *see* Pension law.
Smith, Orson, and others, petition for further remuneration, &c. 120, 227, 246, 250

Digitized by Google

St. Lawrence county, petition from, to tax certain lands for the use of roads, 139, 149, 175, (doc. 85.)
State Library, annual report of the trustees of,..... 39, (doc. 3.)
State agricultural society, petition for an act of incorporation, 166, 170, 317, 318, 320
State tax for three years, *see* Tax.
State vaccine institution, petition for aid to establish, ... 153, 164 207, 210
Sammons, Frederick, leave to withdraw petition, ... 145
Scheneetady manufacturing company, bill to continue the, 148, 158, 171, 176
Silk, bill to incorporate a company at Poughkeepsie for the culture of, 152, 164, 264, (doc. 101,) 347, 359
St. Andrew's church in Richmond county, petition in relation to certain monies, 153, 167, (doc. 87.)
Smith, Joseph E. and others, petition for remuneration for losses on the Oswego canal, 164
Seneca-Falls, bill to revive the act to incorporate, ... 165, 183, (doc. 90.)
Superintendents of the county poor, bill relative to,.... 176, 183, 326, 338
Saddlers' benevolent society, petition for the incorporation of, *194*
Seamen's savings bank in New-York, petition to amend charter, 217, 227, 258
annual report of, ... 214, (Assembly doc. 247.)
Suits on bills of exchange and promissory notes, bill to limit,. 55, 249, 345, 351
Suits brought in the name of the people, bill relative to the costs of, 179, (doc. 82,) 307, 312
Schools, common, bill relative to,..... 346, 351
Second meeting of the Legislature, ... 409
Surveyor-General appointed, ... 95, 106
communication from, relative to lands belonging to the State along Wood creek, 47, (doc. 12,) 79
report on the petition of William Hotchkiss and others,.. 82, (doc. 29.)

T.

Thalhimer, Henry, petition for damages by the construction of the canals, 51, 73, 140, (doc. 56,) 343
Town of Groton, petition to divide, ... 59
Troy insurance company, *see* Insurance.
Troy and New-York steam-boat company, petition to be incorporated, 122, 140, 207, 214
Treasurer of the State appointed, ... 94, 108
Thurman, John, petition for indemnity for deficiency of land granted to him, 98, 119, (doc. 48,) 150, 251, 255
Tobacco, petition to amend the law relative to the inspection of, 98, 390
Tax, annual, for the State, bill to levy,.. 143, (doc. 61,) 273, 278
Trustees of the Capitol, communication from, ... 158, (doc. 76)

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Treasurer's accounts, report of the joint committee appointed to examine, 170, (doc. 77.)
Treadwell, Adam, petition to authorise the sale of a certain house, 217, 231, 238
Tallmadge, Nathaniel P. appointed President pro tempore of the Senate, 387
Towns, bill to divide Deerfield, 73, 110, 113, (doc. 46,) 116, 167, 176, 194, 198, 223
remonstrance against, ... 105
petition to divide the town of Groton, ... 91, 105, 146
petition to alter the name of Arlington, . 101, 108, (doc. 43,) 121, 123
petition to divide the town of Ellicott,... 104, 118, 178, 181
petition to annex part of the town of Nanticoke to Lisle,. 115, 214
petition to divide Chenango in Broome county, ... 142, 175, (doc. 86,) 296, 326, 340, 343
petition to annex a part of Union to Nanticoke, ... 149, 214
remonstrances against the same, ... 149, 150
petition for the division of Mina in Chautauque county, . 175, 183, (doc. 91,) 246, 251
bill to divide Bethlehem,..... 347, 375, 380, 422
Turnpikes, petition for the Catskill and Athens, .. 39, 46, 50, 51
Waterford and Whitehall, petition to extend charter and construct a rail-road, 46, 117, 174, 180
petition for, from Duanesburgh to Schenectady, 78, 98, 126, 202, 213
Great southwestern, petition of, relative to damages,.. 86, 88
Stephentown and Nassau, petition for a renewal of their charter, 113, 120, 201, 213
petition for the improvement of the St. Lawrence,..... 122
Rensselaer and Columbia company, petition of, 122, 202, 213
Otsego lake company, petition to remove a gate,... 122, 128, 202, 220, 223
Canaan and Union village, remonstrance against the Hudson and Berkshire rail-road, 132
Buffalo and Hamburgh company, bill to incorporate, 158, 164, 190, 191
petition for, from Ticonderoga to the State road in Schroon, 182, 199
Warwick and Minisink, petition to abandon a part of their road, 182, 198, 328, 332
Bellvale and Monroe company, petition to amend their charter, 193, 198, 272

U.

Utica, petition of the corporation to amend its charter, 45, 51, 59, 67, 109
United States Bank, *see* Bank.

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V.

Veitch, M. F. H. an alien, petition to hold real estate,.... 73, 368
Viele, John L. appointed a regent of the University, ... 96, 106
Vaccine institution, petition for aid to establish, 153, 164, 207, 210
Van Rensselaer, S. jr. petition for remuneration,..... 227

W.

Whaling company, *see* Newburgh.
Watertown water company, bill relative to, 128, 132, 144, (doc. 60.)
Watertown and Rome rail-road company, *see* Rail-roads.
Watertown village, petition for leave to borrow money, &c... 82, 127, 129, 260, 265
Walker, John, member of the Assembly, death announced,... 53
Washington, proceedings for celebrating the centennial anniversary of the birthday of, 69, 126, 131, 375
Weedsport, village of, petition to amend charter,. 82, 87, 93, 100
Westchester and Putnam steam-boat company, *see* Steam-boat.
Westchester, petition from the town of, to raise money, &c. .. 198
Willard, Erastus, petition for relief in relation to certain land, 92, 161, (doc. 80,) 316, 324, 413
Wright, Silas, jr. appointed Comptroller, ... *94*, 103
White, Dr. Samuel, petition for aid to Hudson lunatic asylum, 98, (doc. 39,) 391
Whitestown, petition from, to raise money for bridges, . 113, 120, (doc. 50.)
Waterford and Whitehall rail-road, *see* Rail-roads.
Walden, Orange county, petition to incorporate the village of, 150, 164, 187, 251, 299
Williams's Register, clerk of the Senate to furnish each member with a copy, 268

Y.

Young, D. B. inspector of fish, report of,..... 77, (doc. 34.)

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